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PETER C. ANDERSON United States Trustee

Nancy S. Goldenberg (Bar No. 167544)

Attorney for United States Trustee

Ronald Reagan Federal Building & U.S. Courthouse

411 West Fourth Street, Suite 9041

Santa Ana, CA 92701-8000 Telephone: (714) 338-3400 Facsimile: (714) 338-3421

Email: Nancy.Goldenberg@usdoj.gov

Debtor in Possession

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UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA SANTA ANA DIVISION

In re Marc Joseph Spizzirri, CASE NUMBER: 8:13-bk-14702-MW

CHAPTER 11

SUPPLEMENT IN SUPPORT OF U.S. TRUSTEE'S MOTION TO CONVERT CASE TO CHAPTER 7 PURSUANT TO 11 U.S.C. §1112(b); EXHIBITS

April 21, 2014 DATE: TIME: 2:00 p.m. CTRM: 6C

The United States Trustee for Region 16 ("U.S. Trustee") submits the following supplement in support of his Motion to Convert Case to One Under Chapter 7 (the "Motion"), which was filed on March 13, 2014.

As fully set forth in the Motion, the U.S. Trustee has serious concerns regarding the Debtor's ability to reorganize and the reliability of the financial reports submitted. In response to the Motion, the Debtor filed six amended monthly operating reports ("MORs") which radically changed the Debtor's reported financial position. However, the information Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:21 Desc Main Document Page 2 of 241

contained in the amended MORs raise more questions regarding the Debtor's financial condition and whether he has acted as a proper fiduciary during the pendency of this case.

AMENDED MORS DISCLOSE THAT SUBSTANTIAL FUNDS HAVE BEEN DEPOSTIED INTO AND PAID OUT OF AN UNSCHEDULED ACCOUNT IN THE NAME OF THE DEBTOR'S SPOUSE

Almost two weeks after the U.S. Trustee filed the Motion, which *inter alia* noted that Debtor's failure to account for basic household expenses such as food and gasoline, the Debtor filed amended MORs for the months of June 2013 through December 2013. The amended MORs report on substantial financial activity in a California Bank & Trust account no. 9716 in the name of Candace C. Spizzirri POD Marc Spizzirri ("Account 9716"). Significantly, Account 9716 was **not** among the three California Bank & Trust accounts listed on Schedule B, even though the Debtor should have, at least, a community property interest in this asset. See Schedule B at Exhibit B attached to the Motion.

DEBTOR FAILS TO DISCLOSE THE SOURCE OF FUNDS DEPOSITED INTO ACCOUNT 9716

In connection with the six amended MORs, the Debtor has filed copies of applicable bank statements for Account 9716; however, the July 2013 statement was not provided. The statements that were provided show substantial deposits made into Account 9716 during the pendency of Debtor's case, but fail to disclose the source of such payments. Since Schedule I reports that the Debtor's spouse, Candace Spizzirri, earns no income, substantial questions arise as to the source of the deposits into Account 9716 and whether these funds were estate assets which should instead have been deposited into the Debtor's DIP account. See Schedule I at Exhibit B attached to the Motion.

Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:21 Desc Main Document Page 3 of 241

DEBTOR FAILS TO DISCLOSE WHY A \$55,000 DEPOSIT WAS MADE INTO ACCOUNT 9716 ON THE SAME DAY AS HIS CHAPTER 11 FILING AND WHY A \$50,000 LOAN WAS MADE TO DEBTOR'S COMPANY FROM THAT ACCOUNT THE DAY AFTER THE FILING

Some of the transactions noted in Account 9716 raise substantial concern. On May 30, 2013, the date of the Debtor's Chapter 11 filing, a \$55,000 deposit was made into his wife's account -- Account 9716. The next day, May 31, 2013, a \$50,000 check written from Account 9716 payable to Family Equities cleared. The payment was disclosed and described (for the first time) on the amended June 2013 MOR as a "loan re Family Collectibles, LLC," which is listed as an estate asset on Schedule B. See Schedule B attached as Exhibit B to the Motion and Amended June MOR attached as Exhibit A hereto. No explanation or Court authorization has been provided for this post-petition "loan" and it was not disclosed until recently, when amended MORs were filed in response to the Motion.

AMENDED MORS REPORT RADICALLY DIFFERENT INCOME AND EXPENSES

Debtor's amended MORs report substantial financial activity that went unreported for months. While his original June 2013 MOR reported no deposits for the month, the amended MOR for the same month reports deposits of \$70,100, all of which were made to Account 9716 rather than to the DIP account. As noted earlier, there is no information regarding the source of these deposits which would enable interested parties to determine whether these deposits were estate funds which should have been maintained in the DIP account.

Until the Motion was filed, the Debtor's original MORs substantially understated deposits and withdrawals. While original MORs list total deposits of \$43,437 from June 2013 through December 2013. amended MORs for the same period reported deposits of

Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:21 Desc Main Document Page 4 of 241 \$148,036. Similarly, reported withdrawals for the six month period were modified form \$39,938 to \$162,204. See spreadsheet summarizing deposits and disbursements in original and amended MORs, together with original and amended MORS for June 2013 through December 2013 at Exhibits A and B attached hereto. These significant amendments indicate that the Debtor's original financial reporting was woefully inaccurate. FEBRUARY 2014 MOR REPORTS NEGATIVE BANK BALANCE In addition to the information gleaned from the amended MORs, the Debtor's most current financial report, which covers the month of February 2014, provides additional concern regarding the Debtor's ability to fund a reorganization as it reports a negative month end balance of \$719. See February 2014 MOR at Exhibit E. CONCLUSION Based on the foregoing, the U.S. Trustee respectfully requests that the Court grant the Motion and convert the Debtor's case to one under Chapter 7. Respectfully Submitted, Dated: April 3, 2014 /s/ Nancv S. Goldenberd NANCY'S. GOLDENBERG Attorney for U.S. Trustee

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Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:21 Desc Main Document Page 5 of 241

Exhibit "A"

Case 8:13-bk-14702-MWD Dec 288 Eiled 04/03/14 Entered 04/20/14 20:39:39 Desc

OFFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

	Re:	CHAPTER 11 (NON-BUSINESS)			
	MARC JOSEPH SPIZZIRRI	Case Number:	8:13-bk-14702 MW		
		Operating Report Number:			
	Debtor(s).	For the Month Ending:	30-Jun-13		
	I. CASH RECEIPTS AND				
	A. (GENERAL ACCOUNT* AN	ND SPOUSE ACCOUNT)			
1.	TOTAL RECEIPTS PER ALL PRIOR GENERAL ACC	OUNT REPORTS	\$		
2.	LESS: TOTAL DISBURSEMENTS PER ALL PRIOR	GENERAL			
A(CCOUNT REPORTS		\$ -		
3.	BEGINNING BALANCE:		\$ -		
4.	RECEIPTS DURING CURRENT PERIOD:		\$ 70,100.00		
5.	BALANCE:		\$70,100.00		
6.	LESS: TOTAL DISBURSEMENTS DURING CURREN	NT PERIOD	\$ 68,811.17		
7.	ENDING BALANCE:		\$ 1,298.83		
			<u> </u>		
8.	General Account Number(s):	55-00001247			
	Spouse's Account Number:	3150179716			
	Depository Name & Location:	EastWest Bank	California Bank & Trust		
		9300 Flair Drive, Suite 106	PO Box 489		

El Monte, CA 91731

Lawndale, CA 90260

^{*} All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 9:13-bk-14702-MW_{TS} Doc 298. Filed 04/23/14 Entered 04/23/14 14:39:39 Desc

Date nm/dd/yyyy	Check	Ромее	Dumosa	Amount
III/dd/yyyy	rammer		Purpose	
6/30/2013	Auto	East West Bank	Maintenance Fee	10.00
				
	 			
				-
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			Page 2 of 8	
			Page 2 of 8 TO EXIHIB PORSAMENTS THIS PER	IOD: 000020.0

Bank statement Date:	6/30/2013	Balance on Statement:	<u><-\$10.00></u>
Plus deposits in transit (a):			
· · · · · · · · · · · · · · · · · · ·	Deposit Date	Deposit Amount	
	7/19/2013	\$ 11,500.00	
-			
-			
			
-			
-			
TOTAL DEPOSITS IN TRANSIT			11,500.00
Less Outstanding Checks (a):			
Check Number	Check Date	Check Amount	
5001	7/19/2013	\$ 325.00	
5002	7/22/2013	\$ 1,043.83	
5003	7/27/2013	\$ 692.00	
5004	7/30/2013	\$ 169.16	
5005	7/30/3013	\$ 69.60	
5006	7/30/2013	\$ 112.70	
5007	7/30/2013	Void	
5008	7/30/2013	\$ 340.20	
5009	7/30/2013	\$ 281.58	
5010	7/30/2013	\$ 249.66	
5011_	7/30/2013	\$ 429.00	
5012	7/30/2013	Void	
5013	7/30/2013	\$ 308.40	
5014	7/30/2013	\$ 1,416.00	
		·	
TOTAL OUTSTANDING CHECKS:			5,437.13
Bank statement Adjustments:			
Explanation of Adjustments-			

ADJUSTED BANK BALANCE:

\$5,427.13

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Check No.	Date	Amo	unt	Payee	Purpose
Auto	6/6/2013		7.00	Ford Credit	Automobile
Auto	6/6/2013		586.55	Ford Credit	Automoble
Auto	6/10/2013		273.62	DirectTV	Utilities
Auto	6/11/2013	-	814.61		
Auto	4/19/1909		3,397.26		
Auto	6/13/2013			SDG & E	Utilities
Auto	6/13/2013		368.20	Cox	Utilities
Auto	6/14/2013		281.58	Liberty Mutual	Insurance
Auto (5025)	6/18/2013		28.31	Rite Aid	Goods
Auto (5006)	6/25/2013		38.96	Rite Aid	Goods
93			160.00		
94	· · · · · · · · · · · · · · · · · · ·			Family Equities	Loan Re Family Collectibles
95			2,498.87	rating Equation	Louis the Fulling Concombies
96	<u> </u>		300.00		
98	 		120.00		
99			189.14		
501	6/10/2013		1,119.30		
501	6/14/2013		2,214.60		
503			122.00		
504			78.00		
505			78.00		
506			462.62		
508	 	I	1,352.00		
509	· · · · · · · · · · · · · · · · · · ·		400.00		
511		1	112.00		
512	· · ·	<u> </u>	139.01		
512			565.00		
517			216.00		
517			53.85		
520			80.63		
520	4		83.75		
522			140.00		
523		1	248.00	-	<u> </u>
523		<u> </u>	119.68		
526			108.74		
527			72.67		
528		ب Void			
4731			50.00		
4740	+	t	60.00		<u> </u>
5000			50.24	Vons	Food and goods
5000			12.92	Marshals	Clothing
5001				Fred Frankenrath	Hair styling
5002	···		180.08		
5003		1		Costco	Food and goods
			33.56	·	Food and goods
3405355			1,010.00	Ruffra	Cleaning services
3495355	6/4/2013	\$	347.98		

Case 8:13-bk-14702-MW Doe 298 Filed 04/26/14 Entered 04/26/14 20:39:39 Dese Main Down Pank AP agg 10 of 241 California Bank Trust

Total		\$ 68,811.17	
Deposits	Date	Amount	
	5/30/2013	\$ 100.00	
	5/30/2013	\$ 55,000.00	
Total	6/10/2013	\$ 15,000.00	
		\$ 70,100.00	

Case 8:13-bk-14702-MW Doc 208 Filed 04/03/14 Entered 04/03/14 20:39:39 Dese II. STATUS OF PAYMONIPO CONCENTRIP 1930 B 04/03/14 20:39:39 Dese AND OTHER PARTIES TO EXECUTORY CONTRACTS

			Post-Petition	,
G 1'' Y D'	Frequency of	A (CD (payments not made	T 4 1 D
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount of Payment	(Number)	Total Due
Bancentre Corp (Hawaii				
Property)	Monthly	\$ 26,500.00	1	\$ 26,500.00
California Bank & Trust (San				
Juan Property)	Monthly	\$ 3,287.00	0	\$ -
First Republic Bancr (Hawaii				
Property)	Monthly	\$ 10,417.00	1	\$ 10,417.00
First Republic Bancr (San Juan				
Property)	Monthly	\$ 1,087.00	0	\$ -
Mach -1 Autogroup (judgment				
lien - under appeal)	n/a	n/a	n/a	n/a
		_		
			TOTAL DUE:	\$ 36,917.00

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty					
Vehicle					· · · · · · · · · · · · · · · · · · ·
Others:					
		VH	ge 4 of 8		000006
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Case 8:13-bk-14702-MW ST Doc 298 Filed 03/23/14 Entered 03/23/14 20:39:39 Desc

ENDING BALANCES FOR THE PERIOD:

(Provide a copy of of montly account statements for each of the below)

	General Account:	<-\$10.00>	
	Payroll Account:	•	
	Tax Account:		
*Other Accounts:		······································	
_			
_			
*Other Monies:		,	
	**Petty Cash (from below):	0.00	
	·	,	
TOTAL CASH AVAILAB	BLE:		<-\$10.00>
Petty Cash Transactions:			
Date	Purpose	Amount	
	- w-F		
	· · · · · · · · · · · · · · · · · · ·		
			
· · · · · · · · · · · · · · · · · · ·			
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TOTAL PETTY CASH TH	RANSACTIONS:		0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14702-MW. Doc 298 Filed 04/23/14 Filed 04/23/14 Entered 04/23/14 20:39:39 Dese (TOTAL PAYMENTS)

Quarterly Period Ending (Date)	Total Disbursements	Quarterly Fees	Date Paid	Amount Paid	Quarterly Fees Still Owing
30-Jun-2013	68,811.17	650.00	19-Jul-2013	\$ 325.00	325.00
300000200					0.00
	·				0.00
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					0.00
					0.00
					0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

	Date of Order		Gross
	Authorizing		Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	During the Month
n/a			
			, , , , , , , ,
			
			
			· · · · · · · · · · · · · · · · · · ·
 	<u></u>		

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

	Date of Order		
	Authorizing		Amount Paid
Name of Insider	Compensation	Description	During the Month
n/a			
		<u> </u>	
			
	_		
		· · · · · · · · · · · · · · · · · · ·	
		· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·
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^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/weck, \$2,500/month)
Page 7 of 8

EXHIBIT

Case 9:13-bk-14702-MW Dec 299 Filed 04/26/14 Entered 04/26/14 26:59:39 Desc Main Prophilips 15006/241

	TT of 117 to 1 to 1	No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	No X	Yes
3.	State what progress was made during the reporting period toward filing a plan of reorganization. In the early stages of reorganization.	-	
4.	Describe potential future developments which may have a significant impact on the case:		
5,	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If	No	Yes
	"Yes", please set forth the amounts and sources of the income below.	\mathbf{v}	

I, Marc J. Spizzirri

declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.

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3/24/2014

Page 8 of 8

Principal for debtor-in-possession



9300 Flair Drive Suite 108 El Monte CA 91731

Direct inquiries to: 888 895-6650

ACCOUNT STATEMENT

Page 1 of STARTING DATE: June 05, 2013 ENDING DATE: June 30, 2013 Total days in statement period: 26 55-00001247

MARC JOSEPH SPIZZIRRI OHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-44702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675

All East West Bank branches have HKD, NTD, and RMB currencies on hand readily available for customers to purchase. Save time and money to getting your foreign currency before your hip. Visit a local branch for

Standard Business Checking

Account number Low balance Average balance **65-00001247**

\$0.00

\$0.00

Beginning balance Total additions Total subtreetions

Ending balance

DEBITS

Date Transaction Description 06-30 Maintenance Fee

DAILY BALANCES

Date 06-30 Amount

-10.00

Date

Amouff

OVERDRAFT/RETURN ITEM FEES

Total Overdraft Fees Total Returned Item Fee

EXHIBIT "A"

000011

P.O. Box 489, Lawndale, CA 90260-0489

Statement of Accounts

Page 1 of 4

This Statement: June 25, 2013 Last Statement: May 29, 2013

Account 3150179716

DIRECT INQUIRIES TO:

Customer Service 1 (800) 400-6080

0003249

4177-06-000D-CBT-PG0021-00000

CANDACE C SPIZZIRRI POD MARC SPIZZIRRI 30721 HUNT CLUB DR SAN JUAN CAPISTRANO CA 92675-1915

> San Juan Capistrano 32221 Camino Capistrano San Juan Capistrano, CA 92675-3721 (949) 248-0100

Account Ty Classic Che		Account Num 3150179716		ding/Savings ling Balance \$1,288.83	Outstanding Balances Owed
CLASSIC	CHECKING 3150	179716			¥** 17° 607; v. (
Previous Ba 0.00	elance	Deposits/Credits 70,100.00	Charges/Debits 5,927.53	Checks Processed 62,883.64	<i>Ending Balance</i> 1,288.83
3 DEPOSIT	S/CREDITS				
<i>Date</i> 05/30 05/30 06/10	Amount 100.00 55,000.00 15,000.00	Description DEPOSIT 9494238332 DEPOSIT 9494238476 DEPOSIT 5353143620			
10 CHARG	ES/DEBITS	***************************************		·····	
Date 06/03 06/03 06/10 06/11 06/11 06/13 06/13 06/13 06/14 06/18 06/25	Amount 7.00 586.55 273.62 814.61 3,397.26 131.44 368.20 281.58 28.31 38.96	Description FORD CREDIT CONV FEE FORD CREDIT AUTO PYMT DIRECTV DIRECTV 554133 PAY SEQ # 0011042021959 PAY SEQ # 001104202768 SDG&E ARC PYMT 0519 RICOX Comm - ORG CHECK LibertyMutualins INSPay 057RITE AID 05750 PURCHASI	1 00601096053013 REF # 0 3 REF # 013161007223987 1701200612 1701200505 17013163008829655 110 17 0513 REF # 0131640094 10 REF # 013164009494742 1525 SANJCAREF # 01316	13154003238390 110085 1104230745 03813320 060164 1103823221 2 1104125264 68010732871 110351726	4672

Number......Date......Amount

122.00

78.00

78.00

462.62

400.00

112.00

139.01

1,352.00

514*

517*

518

520*

521

522

523

524

06/13

06/12

.06/12

06/12

06/17

06/13

06/12

06/17



.Amount

565.00

216.00

53,85

80.63

83.75

140.00

248.00

119.68

Number......Date.....

06/17

06/18

06/14

06/11

06/12

06/14

06/13

06/18

93

94

95

96

98*

99

501*

502

Number Date Amount

160.00

50,000.00

2,498.87

300.00

120.00

189.14

1,119.30

2,214.60

503

504

505

506

508*

509

511*

512

05/31

05/31

06/04

06/03

06/10

06/10

06/14

06/14

An Easy Approach To Balancing Your Account

Page 2 of 4

To reconcile your checkbook balance to your statement balance: Mark off each entry in your check register that has been charged to your account during the statement period. List the checks you have written, but are not yet charged to your account in the "Checks Outstanding" column below. Then, follow the instructions in lines 1 through 10.

	CHECKS OUTSTANDING		
	LIST your checkbook balance.	Check Amount	heck Number
	ADD any deposits or other credits listed on the front of this statement which you have not recorded in your checkbook (such as payroll credits or other direct electronic deposits).		
	3. SUBTOTAL:		
	SUBTRACT any charges listed on the front of this statement which you have not recorded (such as service charges, automatic transfers, electronic transactions, etc).		
	5. ADJUSTED CHECKBOOK BALANCE:		
gree with line 10, bel	This balance should agre		
	STATEMENT BALANCE		
	LIST your current statement balance as shown on the front of this statement.		
	7. ADD deposits made, but not shown on this statement.	,	
	8. SUBTOTAL:		
	SUBTRACT total from "Checks Outstanding."		
	10. ADJUSTED STATEMENT BALANCE:		TOTAL:
agree with line 5, abo	This balance should ag	Transfer to Line 9.	

PROMPTLY EXAMINE YOUR STATEMENT AND REPORT ANY PROBLEM

You must promptly examine your account statements and report any discoverable errors, unauthorized signatures, attentions, missing endorsements, or unauthorized transfers. Failure to do so may result in your loss of certain rights or remedies. For example, you must identify the discoverable atteration or forgery of a check within 30 days of us sending you, or making available to you, the statement reflecting that check, and you must also immediately report to us what you find. Businesses should check their account transactions daily, for which various online services are available. For additional Information, please see your deposit account agreement and application service agreement(s) for details. See also the consumer disclosures below.

CONSUMER ACCOUNTS: IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS OR MONEY RESERVE TRANSACTIONS.

If you think your statement is wrong, or if you need more information about a transfer on this statement or on a receipt, please telephone or write us. Please use the telephone number or address listed on the front of this statement to contact us as you can. We must hear from you no later than 80 days after we sent or made available the FIRST statement on which the problem or error appeared. The provisions in this paragraph do not apply to business or other non-personal accounts. The owners of those accounts must settle all unauthorized transactions or errors within 24 hours of receipt of the item posting in order to be returned.

- Tell us your name and account number.
- 2. Describe the error or transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.
- 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and correct any error promotiv. If we take more than 10 business days to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation

FOR MONEY RESERVE ACCOUNTS:

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR PERSONAL CREDIT LINE (This is a Summary of Your Billing Rights).

If you think your statement is wrong, or you need more information about a transaction on your statement, write us at the address on the front of this statement as soon as possible. We must hear from you no leter than 60 days after we sent you the first statement on which the error or problem appeared.

You can telephone us but doing so will not preserve your rights. In your letter, give us the following information.

- 1. Your name and account number
- 2. The dollar amount of the suspected error.
- 3. Describe the error and explain, if you can, why you believe there is an error. If you need more information, describe the item you are unsure about

You do not have to pay any amount in question while we are investigating, but you are still obligated to pay the parts of your bill that are not in question. The charge in question may remain on your statement, and we may continue to charge you interest on that amount. But, if we determine that we made a mistake, you will not have to pay the amount in question or any interest or other fees related to that amount. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount you question. You must notify us in writing. You can telephone us, but doing so will not preserve your rights. Contact us at California Bank & Trust, PO Box 25787, Sait Lake City, UT 84125-0787.

Balance Subject to Interest Rate: We use the method called "average daily balance", (including current transactions) to calculate the daily balance. If you have any further questions about the method and how resulting interest charges are determined, please feel free to contact us at 1-800-400-6080.

We may report information about your Money Reserve account to credit bureaus. Late payments, missed payments, or other defaults on your account may be reflected in your

Please notity us if we report any inaccurate information about your account(s) to a credit bureau. Your written notice describing the specific inaccurecy should be sent to us at the following address: California Bank & Trust, PO Box 25787, Sait Lake City, UT 84125-0787.

Thank you for banking with California Bank & Trust.

Become an Online Banking Customer for 24-hour account access.

*Review account balances *Review posted transactions * Pay bills * Transfer funds Sign up today at www.calbanktrust.com or call 888-217-1265.

June 25, 2013 CANDACE C SPIZZIRRI 3150179716

P.O. Box 489, Lawndale, CA 90260-D489

Cor	ntinu	per	

Continued								
Number	Date	Amount	Number	Date	Amount	Number	Date	Arnount
526*	06/18	108.74	5000*	06/24	50.24	5004	06/24	33. 56
527	06/18	72.67	5001	06/25	12.92	5005	06/24	1,010.00
4731*	06/11	50.00	5002	06/21	105.00	3495355*	06/04	347.98
4740*	06/07	60.00	5003	06/25	180.08			

^{*} Not in check sequence

AGGREGATE OVERDRAFT AND RETURNED ITEM FEES

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

To learn more about our other products and services that may lower the cost of managing account overdrafts or to discuss removing overdraft coverage from your account, please contact Customer Service or visit your local branch.

DAILY BALANCES

Date	Balance	Date	Balance	Date	Balance
05/30	55,100.00	06/10	15 ,55 6.84	06/17	3,264.99
05/31	4,940.00	06/11	11,214.34	06/18	2,719.59
06/03	4,046.45	06/12	10,399.97	06/21	2,614.59
06/04	1,199.60	06/13	9,130.33	0 6 /24	1,520.79
06/07	1,139.60	06/14	5,321.00	06/25	1,288.83

Dec 298 Filed 04/26/14 Entered 04/26/14 20:39:39 Desc Maxim-Document Page-205062474 of 4 Case 8:13-bk-14702-MW

California Bank & Trust

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Case 8:13-bk-14702-MW

Dec 298 Filed 04/26/14 Entered 04/26/14 20:39:39 Desc Marin Proceument Progre21605/241

In re:			
	ph Spizzirri	Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW
	PROOF OF SE	ERVICE OF DOCUMEN	NT
am over the age o	f 18 and not a party to this bankruptcy ca	se or adversary proceeding. N	ly business address is:
40 Newport Cent Suite 750 Jewport Beach, C			
			ING REPORT NO. 1 will be served or 5005-2(d); and (b) in the manner state
.BR, the foregoing CM/ECF docket for		NEF and hyperlink to the docu eding and determined that the	suant to controlling General Orders and ment. On <u>March 26, 2014</u> , I checked the following persons are on the Electronic Ma
		N70 · · · ·	
his bankruptcy cas nail, first class, pos	e or adversary proceeding by placing a ti	served the following persons ar rue and correct copy thereof in Listing the judge here constitu	tion continued on attached page nd/or entities at the last known addresses i a sealed envelope in the United States tes a declaration that mailing to the judge
		Service informa	tion continued on attached page
3. SERVED BY PE	ERSONAL DELIVERY, OVERNIGHT MA	IL, FACSIMILE TRANSMISSIO	ON OR EMAIL (state method for each
person or entity ser entities by persona ransmission and/o	ERSONAL DELIVERY, OVERNIGHT MA ved): Pursuant to F.R.Civ.P. 5 and/or coll I delivery, overnight mail service, or (for the remail as follows. Listing the judge here empleted no later than 24 hours after the	ntrolling LBR, on	I served the following persons and/or
person or entity ser entities by persona ransmission and/o	ved): Pursuant to F.R.Civ.P. 5 and/or cor I delivery, overnight mail service, or (for t r email as follows. Listing the judge here	ntrolling LBR, on	I served the following persons and/or to such service method), by facsimile
person or entity ser entities by persona ransmission and/o	ved): Pursuant to F.R.Civ.P. 5 and/or cor I delivery, overnight mail service, or (for t r email as follows. Listing the judge here	ntrolling LBR, on	I served the following persons and/or to such service method), by facsimile
person or entity ser entities by persona ransmission and/o	ved): Pursuant to F.R.Civ.P. 5 and/or cor I delivery, overnight mail service, or (for t r email as follows. Listing the judge here	ntrolling LBR, on	I served the following persons and/or to such service method), by facsimile personal delivery on, or overnight mail to,
person or entity ser entities by persona ransmission and/o he judge <u>will be co</u>	rved): Pursuant to F.R.Civ.P. 5 and/or cor I delivery, overnight mail service, or (for t r email as follows. Listing the judge here empleted no later than 24 hours after the	ntrolling LBR, on	I served the following persons and/or to such service method), by facsimile personal delivery on, or overnight mail to,
person or entity ser entities by persona ransmission and/o he judge <u>will be co</u>	ved): Pursuant to F.R.Civ.P. 5 and/or cor I delivery, overnight mail service, or (for t r email as follows. Listing the judge here	ntrolling LBR, on	I served the following persons and/or to such service method), by facsimile personal delivery on, or overnight mail to,
person or entity ser entities by persona ransmission and/o he judge <u>will be co</u>	rved): Pursuant to F.R.Civ.P. 5 and/or cor I delivery, overnight mail service, or (for t r email as follows. Listing the judge here empleted no later than 24 hours after the	ntrolling LBR, on	I served the following persons and/or to such service method), by facsimile personal delivery on, or overnight mail to, attached page pregoing is true and correct.

Case 8:13-bk-14702-MW Dec 288 Filed 04/26/14 Entered 04/26/14 26:89:29 Des Main-Poseument Page-22706-247

In re:
Marc Joseph Spizzirri
Debtor(s).

CHAPTER 11

CASE NUMBER 8:13-bk-14702 MW

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- · Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS_filing@buchalter.com;rreeder@buchalter.com
- James Andrew Hinds jhinds@jhindslaw.com, zbilowit@jhindslaw.com
- Stephen E Hyam shyam@clarktrev.com
- John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@intlaw.com, jokeefe@intlaw.com;nlockwood@intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com,
 pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Paul R Shankman pshankman@jhindslaw.com
- Leonard M Shulman ishulman@shblip.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com
- Barouir B Yeretzian byeretzian@jhindslaw.com, yeretzian@gmail.com

Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:21 Desc Main Document Page 23 of 241

Exhibit "B"

Marc Joseph Spizzirri 8:13-bk-14702-MW

<u>Period</u>	Original MORs Filing <u>Date</u>	Original MORs Deposits Identified	Original MORs Disburse. Identified	<u>Period</u>	Amended MORs filed 3/26/2014 Deposits Identified	Amended MORs filed 3/26/2014 Disburse. Identified
Jun-13	8/1/2013	\$0.00	\$100.00	Jun-13	\$70,100.00	\$68,811.17
Jul-13	8/21/2013	\$11,510.00	\$1,745.87	Jul-13	\$19,510.00	\$10,876.52
Aug-13	9/17/2013	\$12,593.74	\$12,138.80	Aug-13	\$19,793.14	\$19,351.95
Sep-13	10/16/2013	\$0.00	\$9,172.17	Sep-13	\$4,300.00	\$13,521.38
Oct-13	11/22/2013	\$4,333.50	\$4,905.68	Oct-13	\$8,333.50	\$7,478.29
Nov-13	1/3/2014	\$0.00	\$137.85	Nov-13	\$3,000.00	\$3,535.98
Dec-13	1/10/2014	\$15,000.00	\$11,737.86	Dec-13	\$23,000.00	\$20,627.77
				Jan-14	\$9,788.03	\$12,478.56
				Feb-14	\$3,650.00	\$5,523.11
June-Dec.	totals	\$43,437.24	\$39,938.23		\$148,036.64	\$162,204.73

Casse 8:13:01k-14702-1414 Doc 298 Filed 04/03/124 Fintered 04/03/124 14:32:251 Desc UNITED NAMED SOUTH ART MEALE OF HISTORIE

OFFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In	Re:	CHAPTER 11 (NON-BUS)	NESS)
	MARC JOSEPH SPIZZIRRI	Case Number: Operating Report Number:	8:13-bk-14702 MW
	Debtor(s).	For the Month Ending:	30-Jun-13
	I. CASH RECEIPTS AND A. (GENERAL A		
1.	TOTAL RECEIPTS PER ALL PRIOR GENERAL ACC	COUNT REPORTS	\$ -
	LESS: TOTAL DISBURSEMENTS PER ALL PRIOR CCOUNT REPORTS	GENERAL	\$ -
3.	BEGINNING BALANCE:		-
4.	RECEIPTS DURING CURRENT PERIOD:		
5.	BALANCE:		\$ 10.00
6.	LESS: TOTAL DISBURSEMENTS DURING CURRE	NT PERIOD	\$ 10.00
7.	ENDING BALANCE:		<-\$10.00>
8.	General Account Number(s):	55-00001247	
	Depository Name & Location:	EastWest Bank 9300 Flair Drive, Suite 106	ó

El Monte, CA 91731

^{*} All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Date	Check		_	
nm/dd/yyyy	Number	Payee	Purpose	Amount
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	 		D 0 6 0	
	<u> </u>		Page 2 of 8 CHUBBURSEMENTS THIS PERIO	OD: 000020 _{0.0}

Plus deposits in transit (a): Deposit Date	Bank statement Date	6/5/2013	Balance on Statement:	<-\$10.00>
Deposit Date	Plus deposits in transit (a):			
TOTAL DEPOSITS IN TRANSIT Less Outstanding Checks (a): Check Number	1	Deposit Date	Deposit Amount	
TOTAL DEPOSITS IN TRANSIT Less Outstanding Checks (a): Check Number				
Less Outstanding Checks (a): Check Number				
Less Outstanding Checks (a): Check Number				
Less Outstanding Checks (a): Check Number				
Less Outstanding Checks (a): Check Number		 	-	
Less Outstanding Checks (a): Check Number		-		
Less Outstanding Checks (a): Check Number	TOTAL DEPOSITS IN TRANSIT			11,500,00
Check Number Check Date Check Amount 5001 7/19/2013 \$ 325.00 5002 7/22/2013 \$ 1,043.83 5003 7/27/2013 \$ 692.00 5004 7/30/2013 \$ 169.16 5005 7/30/3013 \$ 69.60 5006 7/30/2013 \$ 112.70 5007 7/30/2013 Void 5009 7/30/2013 \$ 281.58 5010 7/30/2013 \$ 249.66 5011 7/30/2013 \$ 429.00 5012 7/30/2013 \$ 308.40 5014 7/30/2013 \$ 1,416.00 TOTAL OUTSTANDING CHECKS: S,437.13 Bank statement Adjustments:				
Check Number Check Date Check Amount 5001 7/19/2013 \$ 325.00 5002 7/22/2013 \$ 1,043.83 5003 7/27/2013 \$ 692.00 5004 7/30/2013 \$ 169.16 5005 7/30/3013 \$ 69.60 5006 7/30/2013 \$ 112.70 5007 7/30/2013 Void 5009 7/30/2013 \$ 281.58 5010 7/30/2013 \$ 249.66 5011 7/30/2013 \$ 429.00 5012 7/30/2013 \$ 308.40 5014 7/30/2013 \$ 1,416.00 TOTAL OUTSTANDING CHECKS: S,437.13 Bank statement Adjustments:	Less Outstanding Checks (a):			
Total Outstanding Checks:	• , ,	Check Date	Check Amount	
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TOTAL OUTSTANDING CHECKS: 5013				
TOTAL OUTSTANDING CHECKS: 5014 7/30/2013 \$ 1,416.00 5,437.13	+			
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Bank statement Adjustments:	TOTAL OUTSTANDING CUECKS.			5 /27 12
······································	TOTAL OUTSTANDING CHECKS.			3,437.13
······································	Ponk statement Adjustments			
Explanation of Adjustitions-	.			······································
	Explanation of Adjustitionis-			
	L			

ADJUSTED BANK BALANCE:

\$5,427.13

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Casse & 13 blv 14702 MW DOC 298 Filed 04/03/14 Entered 04/03/14 14:30:23 Desc II. STATUS OF PAYMON POR 14 PAGE 20 16/21/25, LESSORS AND OTHER PARTIES TO EXECUTORY CONTRACTS

	Frequency of		-	Post-Petition payments not made	·	
Creditor Losson Etc		Amount	of Dormont	(Number)	т	otal Due
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount	of Payment	(Number)	1	Otal Due
Bancentre Corp (Hawaii					_	
Property)	Monthly	\$	26,500.00	1	\$	26,500.00
California Bank & Trust (San						
Juan Property)	Monthly	\$	3,287.00	0	\$	-
First Republic Bancr (Hawaii						
Property)	Monthly	\$	10,417.00	1	\$	10,417.00
First Republic Bancr (San Juan						
Property)	Monthly	\$	1,087.00	0	\$	
Mach -1 Autogroup (judgment	[
lien - under appeal)	n/a		n/a	n/a	n/a	ı
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				TOTAL DUE:	\$	36,917.00

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty					
Vehicle					
Others:					
		Pag XHI	e 4 of 8		000022

Casse 8:13:1/k 144702:1/1/W Doc 298 Filed 04/03/124 Entered 04/03/124 14:32:251 Desc I.D SUMMADOCOMBAN JUL PAGE 290 241

ENDING BALANCES FOR THE PERIOD:

(Provide a copy of of montly account statements for each of the below)

*Other Accounts: *Other Monies: **Petty Cash (from below): TOTAL CASH AVAILABLE: Petty Cash Transactions: Date Purpose Amount		General Account: Payroll Account: Tax Account:	<-\$10.00>	
**Petty Cash (from below): 0.00 TOTAL CASH AVAILABLE: < \$10.00> Petty Cash Transactions: Date Purpose Amount	*Other Accounts:	Tax Account.		
Petty Cash Transactions: Date Purpose Amount	*Other Monies:	**Petty Cash (from below):	0.00	
Date Purpose Amount	TOTAL CASH AVAILAI	BLE:		<-\$10.00>
		Purnose	Amount	
TOTAL DETYIN CASH TRANSACTIONS.				
TOTAL DETTY CASH TRANS ACTIONS.				
TOTAL DETTY CASH TRANSACTIONS.	·			
TOTAL BETTY CASH TRANSACTIONS.				
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	TOTAL DETTY CASH T	DANGACTIONS.		0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Quarterly Period	Total				Quarterly Fees
Ending (Date)	Disbursements	Quarterly Fees	Date Paid	Amount Paid	Still Owing
30-Jun-2013	0.00	325.00	19-Jul-2013	\$ 325.00	0.00
					0.00
					0.00
					0.00
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					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

	Date of Order		Gross
	Authorizing		Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	
n/a			
19 14			
 		<u> </u>	

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

	Date of Order		
	Authorizing		Amount Paid
Name of Insider	Compensation	Description	During the Month
n/a			
		<u> </u>	
	<u> </u>		
<u> </u>			
			<u> </u>

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month)
Page 7 of 8

EXHIBIT "B"

	as the debtor-in-possession made any payments on its pre-petition unsecured debt, except as ave been authorized by the court? If "Yes", explain below:	<u>X</u>	
 O I	Has the debtor-in-possession during this reporting period provided compensation or remuneration	No	Yes
۷,	to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	<u>X</u>	

- 3. State what progress was made during the reporting period toward filing a plan of reorganization.
- 4. Describe potential future developments which may have a significant impact on the case:
- 5. Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.

No. Did you receive any exempt income this month, which is not set forth in the operating report? If "Yes", please set forth the amounts and sources of the income below.

X

I, Marc J. Spizziri

declare under penalty of perjury that I have fully read and understood the foregoing debtor-inpossession operating report and that the information contained herein is true and complete to the
best of my knowledge.

8/1/2013

Page 8 of 8

Pancipal for debtor-in-possession

Yes



9300 Flair Drive Suite 106 El Monte CA 91731 Direct inquiries to: 888 895-5650

ACCOUNT STATEMENT
Page 1 of

STARTING DATE: June 05, 2013 ENDING DATE: June 30, 2013 Total days in statement period: 26 55-00001247

(0)

MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675 All East West Bank branches have HKD, NTD, and RMB currencles on hand readily available for customers to purchase. Save time and money by getting your foreign currency before your trip. Visit a local branch for agatals.

Standard Business Checking

Account number Low balance Average balance 55-00001247 \$0.00

\$0,00

Beginning balance Total additions Total subtractions Ending balance

10 18

10.00

DEBITS

Date Transaction Description 06-30 Maintenance Fee

DAILY BALANCES

Date 06-30 Amount -10.00

Date /

Amount

Date

mount

OVERDRAFT/RETURN ITEM FEES

Joseffer To this perjed yearst	ital © date
Total Overdraft Fees 80,00	\$Ø.00
Total Returned Item Fees \$0.00	\$0.00

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In re:			8:13-bk-14702CHAPTER: 11
	Marc Joseph Spizzírri	Debtor(s).	CASE NUMBER: 8:13-bk-14702 MW

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: OPERATING REPORT NO. 1 (JUNE 30, 2013) will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF); Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On AUGUST 1, 2013, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL: On AUGUST 1, 2013 I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

The Honorable Mark S. Wallace (Via U.S. Mail) United States Bankruptcy Court Central District of California Ronald Reagan Federal Building and Courthouse 411 West Fourth Street, Suite 6135 Santa Ana, CA 92701-4593

Nancy Lockwood

Printed Name

Service information continued on attached page

/s/ Nancy Lockwood

Signature

——————————————————————————————————————
3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to the judge will be completed no later than 24 hours after the document is filed.
Service information continued on attached page
I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

to.

Date

8/1/2013

în re:		CHAPTER 11	
Marc Joseph Spizzirri	Debtor(s).	ÇASE NUMBER 8:13-bk-14702	l

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Diang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@thelobelfirm.com, jmattiace@thelobelfirm.com;nlockwood@thelobelfirm.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Leonard M Shulman lshulman@shbllp.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com

2. SERVED BY UNITED STATES MAIL:

See attached list of 20 largest unsecured creditors, and those who requested special notice.

Casse 8:133 blk 144702 MW

$\frac{1}{2}$ $\frac{1}$

Asbury Automotive Group Kelly J. Baker, Senior Attorney 2905 Premiere Parkway, NW Suite 300 Duluth. GA 30097 Bank of America 900 Samoset Drive DES 023 03 02 Newark, DE 19713-6000 Bank Of America Managing Agent, Officer & Director PO Box 982235 El Paso, TX 79998

Bank of America Dan Butler, Senior VP 111 Westminster Street Providence, RI 02903 Bank of America, N.A. 1 Financial Plaza Mailstop: RII-537-01 Attn Dan Butler Providence, RI 02903 Cash Management Solutions 1850 Borman Ct Saint Louis, MO 63146

Citibank

Citicorp Credit Services/Centralize Managing Agent, Officer or Director PP Box 20507

Kansas City, MO 64195

Citicards 1500 Bottonfield Street Columbus, OH 43228 Frank W. Battaile Law Office of Frank W. Battaile 575 Anton Blvd Suite 300 Costa Mesa, CA 92626 (Rcturned to Sender 7/8/2013)

GemCap Lending I LLC Managing Agent, Officer or Director 24955 Pacific Coast Highway Suite A202 Malibu. CA 90265 Halbert B Rasmussen Manning Leaver Bruder, et al 5750 Wilshire Blvd Suite 655 Los Angeles, CA 90036-3637 Hines Carder Managing Agent, Officer or Director 3090 Bristol Street Suite 300 Costa Mesa, CA 92626

Internal Revenue Service PO Box 7346 Philadelphia, PA 19114-7346 Jay Freedman Law Office of Jay Freedman 2459 Eastbluff Ave Newport Beach, CA 92660 Jennifer Jackson/Shelly C. Gopaul Bryan Cave, LLP 120 Broadway Suite 300 Santa Monica, CA 90401

Joshua M. Wolff Wolff Law Corporation 9160 Irvine Center Dr Suite 200 Irvine, CA 92618-4683 Mach 1 Autogroup, Mach 1 RSMH and Craig Baptiste c/o Stephen Marcus/Gittler Bradford 10537 Santa Monica Blvd Third Floor Los Angeles, CA 90025 Marsha Houston/Christopher Rivas Reed Smith LLP 355 South Grand Ave Suite 2900 Los Angeles, CA 90071

Nichols Capistrano Associates c/o Layne L. Liddle/George Liddle Law Offices of Liddle & Liddle 310 S Vermont Ave Glendora, CA 91741 Nuttell & Company Bruce Nuttell 1240 North Van Buren Street Suite 103 Anaheim, CA 92807 Ogletree Deakins Nash Smoak et al Managing Agent, Officer or Director 695 Town Center Dr Suite 1500 Costa Mesa, CA 92626

Pacific Mercantile Bank Managing Agent, Officer or Director 949 South Coast Dr Suite 105 Costa Mesa, CA 92626 Robert A. Boghosian Cohen Tauber Spievack & Wagner 420 Lexington Avenue Suite 2400 New York, NY 10170 Rutan & Tucker Managing Agent, Officer & Director 611 Anton Boulevard Costa Mesa, CA 92626

Sean M Sherlock/Lyndsey A Torp Snell & Wilmer, LLP 600 Anton Blvd Suite 1400 Costa Mesa, CA 92626 Fred Harper c/o Kennan E. Kaeder Attorney at Law 110 West C Street, Suite 1300 San Diego, CA 92101 WM Capital Partners Managing Agent, Officer or Director 500 Fifth Ave., Suite 2440 New York, NY 10110

WM Capital Partners
Managing Agent, Officer or Director
Tindall Square Building
505 Pecan St., Suite 101
Fort Worth, TX 76102

Frank W. Battaile Law Office of Frank W. Battaile 2301 Dupont Dr., Suite 530 Irvine, CA 92626-7502

000030

Case 8:13:0k-14702; MWD POC 798 DE HOUW DOUBLE DE SC MONTE DOMNIE DO MONTE DE TRUSTEE OFFICE OF THE UNITED STATES TRUSTEE

CENTRAL DISTRICT OF CALIFORNIA

In I	Re: MARC JOSEPH SPIZZIRRI		CHAPTER 11 (NON-BUSI	NESS)	
			Case Number:	8:13-bk-147	02 MW
1			Operating Report Number:	2	
	Del	otor(s).	For the Month Ending:		31-Jul-13
			DISBURSEMENTS COUNT*)		
1.	TOTAL RECEIPTS PER ALL PRIOR GENER	AL ACCO	OUNT REPORTS	\$	-
2.	LESS: TOTAL DISBURSEMENTS PER ALL	PRIOR G	ENERAL	\$	10.00

3.	BEGINNING BALANCE:	<\$10.00>
		•

4. RECEIPTS DURING CURRENT PERIOD: \$ 11,510.00

5. BALANCE: \$ 11,500.00

6. LESS: TOTAL DISBURSEMENTS DURING CURRENT PERIOD \$ 1,745.87

7. ENDING BALANCE: \$ 9,754.13

8. General Account Number(s): 55-00001247

Depository Name & Location:

EastWest Bank

9300 Flair Drive, Suite 106

El Monte, CA 91731

\$

ACCOUNT REPORTS

All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should he the same as the total from page 2.

	CI 1			
Date mm/dd/yyyy	Check Number	Payee	Purpose	Amount
		City of San Juan	Utilities	1,043.87
7/22/2013	5002	Allstate	Insurance	692.00
7/31/2013	Auto	EastWest Bank	Bank Maintenance Fee	10.00
7/31/2013	Auto	East West Dalik	Bank Wantenance rec	10.00
		<u> </u>		
		<u> </u>		
				<u> </u>
	 • • • • • • • • • • • • • • • • • • •	·····		
<u></u>		<u> </u>	Page 2 of 8	
			Page 2 of 8 TEXHIBITURS MENTS THIS PERIOD:	00003,2 45.87

Bank statement Date:	6/5/2013	Balance on Statement:	<-\$10.00>
Plus deposits in transit (a):			
• • • • • • • • • • • • • • • • • • • •	Deposit Date	Deposit Amount	
	7/19/2013	\$ 11,500.00	
•			
•			
•			
•			
•			
TOTAL DEPOSITS IN TRANSIT			11,500.00
Less Outstanding Checks (a):			
Check Number	Check Date	Check Amount	
5001	7/19/2013	\$ 325.00	
5004	7/30/2013	\$ 169.16	
5005	7/30/3013	\$ 69.60	
5006	7/30/2013	\$ 112.70	
5007	7/30/2013	Void	
5008	7/30/2013	\$ 340.20	
5009	7/30/2013	\$ 281.58	
5010	7/30/2013	\$ 249.66	
5011	7/30/2013	\$ 429.00	
5012	7/30/2013	Void	
5013	7/30/2013	\$ 308.40	
5014	7/30/2013	\$ 1,416.00	
			
	4, 1 1 1 1 P, 1 1 1 1 1 1 1 1 1 1 1 1 1 1		
· · · · · · · · · · · · · · · · · · ·			
			
TOTAL OUTSTANDING CHECKS:			3,701.30
Bank statement Adjustments:			
Explanation of Adjustments-			
		<u> </u>	
ADJUSTED BANK BALANCE:			\$6,052.83

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Casse & 13 htt 14702 MWy Doc 228 To Filed ON 2014 Entered 04/03/14 10:39:25 Desc AND OTHER PARTIES TO EXECUTORY CONTRACTS

	Frequency of	<u> </u>	CD.	Post-Petition payments not made	-	F-4-1 D
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount	of Payment	(Number)		Γotal Due
Bancentre Corp (Hawaii				_		
Property)	Monthly	\$	26,500.00	2	\$	53,000.00
California Bank & Trust (San						
Juan Property)	Monthly	\$	3,287.00	0	\$	-
First Republic Bancr (Hawaii						1
Property)	Monthly	\$	10,417.00	22	\$	20,834.00
First Republic Bancr (San Juan						
Property)	Monthly	\$	1,087.00	0	\$	-
Mach -1 Autogroup (judgment						
lien - under appeal)	n/a		n/a	n/a	n/	a
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-					-	
					-	
				mom it bill	1	70.004.00
				TOTAL DUE:	[\$	73,834.00

V. INSURANCE COVERAGE

					∣ Premium Paid∥
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Alistate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty					
Vehicle					
Others:					
-			je 4 of 8		
	- 7	XHI	BII "B" -		000034

ENDING BALANCES FOR THE PERIOD:

(Provide a copy of of montly account statements for each of the below)

	General Account: Payroll Account:	9,754.13	
	Tax Account:		
*Other Accounts:			
*Other Monies:		0.00	
	**Petty Cash (from below):	0.00	
TOTAL CASH AVAILABI	LE:		9,754.13
Petty Cash Transactions:			
Date	Purpose	Amount	
	, 		
TOTAL PETTY CASH TR	ANSACTIONS:		0.00
			2.30

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Quarterly Period	Total	0 . 1 . 5	D . D . I		Quarterly Fees
Ending (Date)	Disbursements	Quarterly Fees	Date Paid	Amount Paid	Still Owing
30-Jun-2013	0.00	325.00	19-Jul-2013	\$ 325.00	0.00
					0.00
				:	0.00
					0.00
					_0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
***					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Name of Insider	Date of Order Authorizing Compensation	*Authorized Gross Compensation	Gross Compensation Paid During the Month
	Compensation	Authorized Gross Compensation	During the Month
n/a			
			
	<u> </u>		
			<u></u>
<u> </u>			
			. <u>-</u> .
			JB7 .

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a			
		• • ···	
		<u> </u>	
-			
			· · ·

^{*} Please indicate how compensation was identified in the order (e.g. 1,000/week, 2,500/month) Page 7 of 8

XI. QUESTIONNAIRE

		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	*******
•	Has the debtor-in-possession during this reporting period provided compensation or remuneration	No	Yes
2.	to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	<u>X</u>	
3.	State what progress was made during the reporting period toward filing a plan of reorganization In the early stages of reorganization.	_	
4.	Describe potential future developments which may have a significant impact on the case:		
5.	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
		No	Yes
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If "Yes", please set forth the amounts and sources of the income below.	<u>X</u>	
ľ,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.		

Date 8/20/2013

Page 8 of 8

Principal for debtor-in-possession

Direct inquiries to: 888 895-5650

9300 Flair Drive Suite 106 El Monte CA 91731

ACCOUNT STATEMENT

Page 1 of 3 STARTING DATE: July 01, 2013 ENDING DATE: July 31, 2013 Total days in statement period: 31

55-00001247

(2)

9t64

OZ 01 MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675 All East West Bank branches have HKD, NTD, and RMB currencies on hand readily available for customers to purchase. Save time and money by getting your foreign currency before your trip. Visit a local branch for

եգեպիկՍլդիանիայիերիայկոլ[[Մլդիփ[[Ադյլդիայլ

Standard Business Checking									
Account number Enclosures Low balance Average balance		55-00001247 2 \$-10.00 \$3,433.90	Beginning balance Total additions Total subtractions Ending balance	(2) (3)	\$-10.00 11,510.00 1,745.87 \$9,754.13				
CREDITS Number	Date 07-22 07-22	Transaction Description Credit Memo REV M Deposit	AINT FEE 06-30-13	a julija kalenda					
CHECKS Number 5002	Date 07-26	Amount 1,043.87	Number 5003	Date 07-29	Amount 692.00				
	saction Desc enance Fed		-		Subtractions 10.00				
DAILY BALA Date 06-30 07-22	NCES Amount -10.00 11,500.00		Amount 10,456.13 9,764.13	D ate 07-31	Amount 9,754.13				

<u>Casse</u> 8:13:01x-147702:1900 D06:298 Filed 08/201134 Entered 08/201134 101:30:251 Desc Matin Postument Pagg-45005244

EASTWEST BANK Your Financial Bridge.

9300 Flair Drive Suite 106 El Monte CA 91731

MARC JOSEPH SPIZZIRRI

ACCOUNT STATEMENT

Page 2 of 3 STARTING DATE: July 01, 2013

ENDING DATE: July 31, 2013

55-00001247

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

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EASTWEST BANK Your Financial Bridge

| Checking Account | 5500001247 | | Statement Date | 07/31/2013 | Page | 3 of 3

MARC JOSEPH SPIZIND CHARGE OF S
P00500 2m 1: 3 2 20 70 3 8 31; \$ 50000 1 24 7m 20000 104 38 77
07/26/2013 5002 \$1.043.87

MARC JOSEPH SPIZZRRI I. CHAPTER TI OLEROTOR BY POSSESSION STANDARD TO CHAPTER BY TO	5003 vs 727 B
13 ing (100 150 100 100 100 100 100 100 100 100	PHINIPALLI GENERALINE PODU DO E 9 2000
07/29/2013	5003 \$692.00

DOC 298 Filed 08/103/124 Entered 08/103/124 101:30:231 Case 8 13 1/k 1/4702 MWV Pagge4820ff2144

In re: 8:13-bk-14702CHAPTER: 11 Marc Joseph Spizzirri CASE NUMBER: 8:13-bk-14702 MW Debtor(s).

PROOF OF SERVICE OF DOCUMENT

Suite 750 Newport Beach, CA 92660

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: 840 Newport Center Drive A true and correct copy of the foregoing document entitled: OPERATING REPORT NO. 2 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below: 1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On AUGUST 21, 2013, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below: Service information continued on attached page 2. SERVED BY UNITED STATES MAIL: On AUGUST 21, 2013 I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed. Service information continued on attached page 3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on , I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed. Service information continued on attached page I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. 8/21/2013 Nancy Lockwood /s/ Nancy Lockwood

Date Printed Name Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

In re:		CHAPTER 11
Marc Joseph Spizzirri	Debtor(s).	CASE NUMBER 8:13-bk-14702

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@thelobelfirm.com, jmattiace@thelobelfirm.com;nlockwood@thelobelfirm.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Leonard M Shulman lshulman@shbllp.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com

2. SERVED BY UNITED STATES MAIL

See attached list of 20 largest unsecured creditors and those who requested special notice.

CEESE 8:139 HK-1447/02 MMV

POSC 298 Filed 084/203/134 Entered 084/203/134 10:32:251 Desc Marin Poseument Pagge 5040 f 244

Asbury Automotive Group Kelly J. Baker, Senior Attorney 2905 Premiere Parkway, NW Suite 300 Duluth, GA 30097

Bank of America 900 Samoset Drive DES 023 03 02 Newark, DE 19713-6000 Bank Of America Managing Agent, Officer & Director PO Box 982235 El Paso, TX 79998

Bank of America Dan Butler, Senior VP 111 Westminster Street Providence, RI 02903 Bank of America, N.A. 1 Financial Plaza Mailstop: RII-537-01 Attn Dan Butler Providence, RI 02903 Cash Management Solutions 1850 Borman Ct Saint Louis, MO 63146

Frank-W.-Battaile

Citibank Citicorp Credit Services/Centralize Managing Agent, Officer or Director PP Box 20507 Kansas City, MO 64195 Citicards 1500 Bottonfield Street Columbus, OH 43228

Law Office of Frank W. Battaile 575 Anton Blvd Suite 300 Costa Mesa, CA 92626 (Returned to Sender 7/8/2013)

GemCap Lending I LLC Managing Agent, Officer or Director 24955 Pacific Coast Highway Suite A202 Malibu, CA 90265 Halbert B Rasmussen Manning Leaver Bruder, et al 5750 Wilshire Blvd Suite 655 Los Angeles, CA 90036-3637 Hines Carder Managing Agent, Officer or Director 3090 Bristol Street Suite 300 Costa Mesa, CA 92626

Internal Revenue Service PO Box 7346 Philadelphia, PA 19114-7346 Jay Freedman Law Office of Jay Freedman 2459 Eastbluff Ave Newport Beach, CA 92660 Jennifer Jackson/Shelly C. Gopaul Bryan Cave, LLP 120 Broadway Suite 300 Santa Monica, CA 90401

Joshua M. Wolff Wolff Law Corporation 9160 Irvine Center Dr Suite 200 Irvine, CA 92618-4683 Mach 1 Autogroup, Mach 1 RSMH and Craig Baptiste c/o Stephen Marcus/Gittler Bradford 10537 Santa Monica Blvd Third Floor Los Angeles, CA 90025 Marsha Houston/Christopher Rivas Reed Smith LLP 355 South Grand Ave Suite 2900 Los Angeles, CA 90071

Nichols Capistrano Associates c/o Layne L. Liddle/George Liddle Law Offices of Liddle & Liddle 310 S Vermont Ave Glendora, CA 91741

Nuttell & Company Bruce Nuttell 1240 North Van Buren Street Suite 103 Anaheim, CA 92807 Ogletree Deakins Nash Smoak et al Managing Agent, Officer or Director 695 Town Center Dr Suite 1500 Costa Mcsa, CA 92626

Pacific Mercantile Bank Managing Agent, Officer or Director 949 South Coast Dr Suite 105 Costa Mesa, CA 92626 Robert A. Boghosian Cohen Tauber Spievack & Wagner 420 Lexington Avenue Suite 2400 New York, NY 10170 Rutan & Tucker Managing Agent, Officer & Director 611 Anton Boulevard, Suite 1400 Costa Mesa, CA 92626

Sean M Sherlock/Lyndsey A Torp Snell & Wilmer, LLP 600 Anton Blvd Suite 1400 Costa Mesa, CA 92626 Fred Harper

-o/o Kennan E. Kaeder

-Attorney at Law

-110 West C Street, Suite 1300

San Diego, CA 92101

WM Capital Partners Managing Agent, Officer or Director 500 Fifth Ave., Suite 2440 New York, NY 10110

WM Capital Partners Managing Agent, Officer or Director Tindall Square Building 505 Pecan St., Suite 101 Fort Worth, TX 76102 Frank W. Battaile Law Office of Frank W. Battaile 2301 Dupont Dr., Suite 530 Irvine, CA 92626-7502 Fred Harper c/o Brian W. Shook,, Esq. 2132 Market Street Camp Hill, PA 17011

EXHIBIT "B"

000044

Casse 8:13 bk 14702 WW Proc 298 Filed On 103/114 Fining 109/103/113/16:039:24 Desc Main Process of 241 E

FFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In Re:		CHAPTER 11 (NON-BUSI	NESS)
MARC JOSEPH SPIZZIRRI			
		Case Number:	8:13-bk-14702 MW
		Operating Report Number:	3
	Debtor(s).	For the Month Ending:	31-Aug-13

I. CASH RECEIPTS AND DISBURSEMENTS A. (GENERAL ACCOUNT*)

1. TOTAL RECEIPTS PER ALL PRIOR GENERAL		11,510.00	
2. LESS: TOTAL DISBURSEMENTS PER ALL PRI	OR GENERAL	\$	1,755.87
ACCOUNT REPORTS		\$	-
3. BEGINNING BALANCE:		\$	9,754.13
4. RECEIPTS DURING CURRENT PERIOD:		\$	12,593.74
5. BALANCE:		\$	22,347.87
6. LESS: TOTAL DISBURSEMENTS DURING CUR	\$	12,138.80	
7. ENDING BALANCE:		\$	10,209.07
8. General Account Number(s):	55-00001247		
Depository Name & Location:	EastWest Bank		
	9300 Flair Drive, Suit	e 106	
	El Monte, CA 91731		

All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

CORRESPONDED TO THE PROPERTY OF THE PROPERTY O

Date	Check			
mm/dd/yyyy	Number	Payee	Purpose	Amount
7/19/2013		United States Trustee	Trustee Quarterly Payment	325.00
7/30/2013		The Gas Company	Utilities Utilities	169.16
7/30/2013		CR&R Incorporated	Waste Disposal	69.60
7/30/2013		Culligan	Water Dispenser	112.70
7/30/2013	5008		Cable	340.21
7/30/2013		Liberty Mutual Group	Insurance	281,58
7/30/2013		Direct TV	Cable	249.66
7/30/2013		The Gas Company	Utilities	429.77
7/30/2013		Sparklets	Water Dispenser	308.43
7/28/2013		San Diego Gas & Electric	Utilities Utilities	1,416.33
8/4/2013		First Republic Bank		1,086.46
8/15/2013		California Bank & Trust	Mortgage	
8/20/2013		Cox on Demand	Mortgage Cable	3,506.85 676.00
8/20/2013		Cox	Cable	347.36
8/20/2013		San Diego Gas & Electric	Utilities	797.41
8/20/2013		Princeville Utlities Compan		11.82
8/20/2013		Allstate	Insurance	692.00
8/210/2013		Kauai Island Utility Coop.	Utilities	1,318.46
		ТО	TAJADISBURSEMENTS THIS PERIOD:	12,138.80

TOTALOUSBURSEMENTS THIS PERIOD:

000046

@##81134k1471024WW	PAGE 298 A LETTER 1996 MOTAL DE CONCILIA BANK RECONCILIA	4074134 Entered 0944 Page 53 04 241 TION	99/134 161:639:124 Dessc
Bank statement Date:	8/31/2013	Balance on Statement:	\$10,209.10
Plus deposits in transit (a):	Deposit Date	Deposit Amount	
TOTAL DEPOSITS IN TRANSIT			
Less Outstanding Checks (a): <u>Check Number</u>	Check Date	Check Amount	
	· · · · · · · · · · · · · · · · · · ·		
			
			
TOTAL OUTSTANDING CHECKS:			0.00
Bank statement Adjustments: Explanation of Adjustments-			

ADJUSTED BANK BALANCE:

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

CESE & LEGAL AND OTHER PARTIES TO EXECUTORY CONTRACTS AND OTHER PARTIES TO EXECUTORY CONTRACTS

	Frequency of			Post-Petition payments not made		
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount	of Payment	(Number)		Total Due
Bancentre Corp (Hawaii						
Property)	Monthly	\$	26,500.00	3	\$	79,500.00
California Bank & Trust (San						
Juan Property)	Monthly	\$	3,287.00	0	\$	-
First Republic Bancr (Hawaii						į
Property)	Monthly	\$	10,417.00	3	\$	31,251.00
First Republic Bancr (San Juan						
Property)	Monthly	\$	1,087.00	0	\$	-
Mach -1 Autogroup (judgment						
lien - under appeal)	n/a		n/a	n/a	n/	a
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				TOTAL DUE:	\$	110,751.00

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty			·		
Vehicle					
Others:					
		Pa	ge 4 of 8		
	E	XĦ	IBIT "B"		000048

Bank statement Date:	8/31/2013	Balance on Statement:	\$10,209.10
Plus deposits in transit (a):			
	<u>Deposit Date</u>	Deposit Amount	
TOTAL DEPOSITS IN TRANSIT			
I are Outstanding Charles (a)			
Less Outstanding Checks (a): <u>Check Number</u>	Check Date	Check Amount	
5002	9/2/2013	\$ 1,043.87	
5003	9/2/2013	\$ 692.00	
5007		Void	
5012		Void	
5023		Void	
5024	9/2/2013	\$ 3,506.85	
5025	9/2/2013	\$ 44.99	
5026	9/2/2013	\$ 503.56	
5027	9/2/2013	\$ 563.14 \$ 69.68	
<u>5027</u> 5029	9/2/2013 9/2/2013	\$ 69.68 \$ 53.85	
5030	9/2/2013	\$ 1,086.46	
		Ψ 1,000,40	
<u> </u>			
		· · · · · · · · · · · · · · · · · · ·	
			
TOTAL OUTSTANDING CHECKS:			7,564.40
Bank statement Adjustments: Explanation of Adjustments-			
Explanation of Adjustmonts-			
ADJUSTED BANK BALANCE:			\$2,644.70

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Quarterly Period Ending (Date)	Total Disbursements	Quarterly Fees	Date Paid	Amount Paid	Quarterly Fees Still Owing
30-Jun-2013	0.00	325.00	19-Jul-2013		0.00
50 Juli 2015	, , , , , , , , , , , , , , , , , , ,	323100	13 001 2010	Ψ 520,00	0.00
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					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

	Date of Order Authorizing		Gross Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	During the Month
n/a			,
			- "
		-	
			·

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a	<u>F</u>	2 333pv.on	
11/4			
· · · · · · · · · · · · · · · · · · ·			
·			
-			

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month) Page 7 of 8

		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration	No	Yes
۷,	to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	X	
3.	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are due to be filed 11/30/2013.	-	
4.	Describe potential future developments which may have a significant impact on the case:		
5.	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
		No	Yes
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If "Yes", please set forth the amounts and sources of the income below.	<u>X</u>	

I, Marc J. Spizzirri

declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.

9/16/2013

Page 8 of 8

EXHIBIT

Principal for debtor-in-possession

000052

EASTWESTBANK Your Financial Bridge. 9300 Flair Drive Suite 106

El Monte CA 91731

Direct inquiries to: 888 895-5650

ACCOURT STATEMENT

Page 1 of 4 STARTING DATE: August 01, 2013 ENDING DATE: August 31, 2013 Total days in statement period: 31 55-00001247 (18)

OZ 01 MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702

33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675

Have your paycheck deposited safely and quickly with Direct Deposit. It saves you a trip to the bank and your money will be deposited to your account electronically. Simply provide our routing number 322070381 and your account number to the payroll department of your company.

յով|||հուն||հետև||Ալիկին||իկինրդերուհեկ|Մեգոլին||<u>|</u>||իլիլ

Standard	Standard Business Checking							
Account number Enclosures Low balance Average balance		55-00001247 18 \$4,965.23 \$10,113.37	Beginning balance Total additions Total subtractions Ending balance	(1) (18)	\$9,754.13 12,593.74 12,138.80 \$10,209.07			
CREDITS Number	Date 08-16	Transaction Description Deposit TLR	1 6802 BR 8068		Additions 12,593.74			
CHECKS								
Number	Date	Amount	Number	Date	Amount			
5001	08-07	325.00	5015	08-07	1,086.46			
5004 *	08-05	169.16	5016	08-22	3,506.85			
5005	08-07	69.60	5017	08-27	676.00			
5006	08-07	112.70	5018	08-23	347.36			
5008 *	08-05	340.21	5019	08-23	797.41			
5009	08-06	281.58	502 0	08-26	11.82			
5010	08-05	249.66	5021	08-26	692.00			
5011	08-05	429.77	5022	08-23	1,318.46			
5013 *	08-06	308.43	* Skip in check :	sequence				
5014	08-05	1,416.33						
DAILY BALA	ANCES							
Date	Amount	Date	Amount	Date	Amount			
07-31	9,754.13	· · · · · · · · · · · · · · · · · · ·	4,965.23	08-23	11,588.89			
08-05	7,149.00		17,558.97	08-26	10,885.07			
08-06	6,558.99	08-22	14,052.12	08-27	10,209.07			
			-		,			

rev 05-10

CERSE 8:123 H/K-1447022 M/M POOG 298 FILED OB/107/124 EINTERED OB/107/124 16:089:27 DESC MARTIN POOG WITH PROGEO DOS 244 ACCOUNT STATEMENT

EASTWEST BANK Your Financial Bridge

ACCOUNT STATEMENT

Page 2 of 4 STARTING DATE: August 01, 2013 ENDING DATE: August 31, 2013

55-00001247

9300 Flair Drive Suite 106 El Monte CA 91731

MARC JOSEPH SPIZZIRRI

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

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CHAPTER 11 DERTON BI POSSESSION CASE ND. 12-14702 32010 CA-1000 CAIVE (NAME)	÷		アわるわる	
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DOC 298 Filed 09/03/124 Entered 09/03/124 161/30:27 Case 8 13 1/k 1/4702 MWV Pagge6330ff2144

In re:		8:13-bk-14702CHAPTER: 11
Marc Joseph Spizzirri	Debtor(s).	CASE NUMBER: 8:13-bk-14702 MW

PROOF OF SERVICE OF DOCUMENT

A true and correct copy of the foregoing document entitled: OPERATING REPORT NO. 3 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: 840 Newport Center Drive Suite 750 Newport Beach, CA 92660 1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On SEPTEMBER 17, 2013, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below: Service information continued on attached page 2. SERVED BY UNITED STATES MAIL: On SEPTEMBER 17, 2013 I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed. Service information continued on attached page 3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each , I served the following persons and/or person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed. Service information continued on attached page

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

9/17/2013

Nancy Lockwood

/s/ Nancy Lockwood

Date

Printed Name

Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

In re:

Marc Joseph Spizzirri

Debtor(s).

CHAPTER 11

CASE NUMBER 8:13-bk-14702

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

• Dan E Chambers dchambers@clfca.com

• Ronald R Cohn rcohn@horganrosen.com

· Caroline Djang cdjang@rutan.com

· Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net

Robert P Goe kmurphy@goeforlaw.com, rgoe@goeforlaw.com;mforsythe@goeforlaw.com

Nancy S Goldenberg nancy.goldenberg@usdoj.gov

Brian T Harvey bharvey@buchalter.com, IFS filing@buchalter.com;rreeder@buchalter.com

John Mark Jennings jjennings@shbllp.com

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Mike D Neue mneue@Intlaw.com, jokeefe@intlaw.com;nlockwood@Intlaw.com

Robert E Opera ropera@winthropcouchot.com,
 pj@winthropcouchot.com;vcorbin@winthropcouchot.com;chipp@winthropcouchot.com

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Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com

Todd C. Ringstad becky@ringstadlaw.com

Leonard M Shulman Ishulman@shbllp.com

Scott O Smith ssmith@buchalter.com

United States Trustee (SA) ustpregion16.sa.ecf@usdoi.gov

Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com

SERVED BY UNITED STATES MAIL

Mach-1 RSMH, LLC Barry Baptiste 514 Via El Risco San Clemente, CA 92672 (non NEF) WM Capital Partners XXX, LLC Jim Barr Coleman PO Box 12904 Wilmington, NC 28904 (non NEF)

Case 8:13-bk-14702-MWcD Dec 292 DE Hed 94/93/140-Entered 94/93/14 12:02:39 Desc

CENTRAL DISTRICT OF CALIFORNIA

OLIVITA IL DISTIGO	of of child orders		
In Re:	CHAPTER 11 (NON-BUS	INESS)	
MARC JOSEPH SPIZZIRRI	1	,	
	Case Number:	8:13-bl	k-14702 MW
	Operating Report Number))	4
Debtor(s). For the Month Ending:		30-Sep-13
I. CASH RECEIPTS AN A. (GENERAL			
1. TOTAL RECEIPTS PER ALL PRIOR GENERAL A	CCOUNT REPORTS	\$	24,103.74
2. LESS: TOTAL DISBURSEMENTS PER ALL PRIC	OR GENERAL	\$	13,894.67
ACCOUNT REPORTS		\$	-
3. BEGINNING BALANCE:		\$	10,209.07
4. RECEIPTS DURING CURRENT PERIOD:		\$	
5. BALANCE:		\$	10,209.10
6. LESS: TOTAL DISBURSEMENTS DURING CURP	RENT PERIOD	\$	9,172.17
7. ENDING BALANCE:		\$	1,036.90
8. General Account Number(s):	55-00001247		
Depository Name & Location:	EastWest Bank		

9300 Flair Drive, Suite 106

El Monte, CA 91731

^{*} All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 6:13-14703-MWN Dec 239 GFILER 20/20/14 FATER 20/20/14 14:14:12:24 Desc

Date	Check			
mm/dd/yyyy	Number	Payee	Purpose	Amount
8/14/2013	5024	California Bank & Trust	Mortgage	3,506.85
8/28/2013		Direct TV	Cable	44.99
8/30/2013	5026	City of San Juan Capitstran.	Utilities - Water	503.56
8/30/2013	5027	Liberty Mutual Group	Insurance	563.14
8/30/2013		Sparklets	Water Dispenser	69.68
8/30/3013	5029	Culligan	Water Dispenser	53.85
9/5/2013		First Republic Bank	Mortgage	1,086.46
9/23/2013	5031	Allstate	Insurance	692.00
9/23/2013		Kauai Island Utility Corp.	Utilities	1,392.15
9/23/2013	5034	San Diego Gas & Electric	Utilities	914.29
9/23/2013	5035		Cable	327.57
9/23/2013	5036	Princeville Utlities Compan		7.63
9/30/2013		EastWestern Bank	Maintenance Fee	10.00
		TO	TAL DISBURSEMENTS THIS PERIO	D: 9,172.17

Page 2 of 8

Case (9:13-bk-14702-MW	DOG 392 AT FILES OF MOTO DO TO THE BANK RECONCILIA	(09/14 Entered 04/08 Plage 63 of 441 TION	3/1 3 12:80:39 Des
1	Bank statement Date:	9/30/2013	Balance on Statement:	\$1,036.90
Plus deposits in tra	nsit (a):	<u>Deposit Date</u> 10/7/2013	Deposit Amount \$ 833.50	
TOTAL DEPOSIT	S IN TRANSIT			833.50
Less Outstanding O	Checks (a):	Check Date 10/3/2013 10/4/2013 10/4/2013	Check Amount Void \$ 1,086.46 \$ 307.30 \$ 53.85	
TOTAL OUTSTA	NDING CHECKS:			1,447.61
Bank statement Ac	diustments:			

ADJUSTED BANK BALANCE:

Explanation of Adjustments-

\$422.79

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Case 8:43-9k-14792-MWAy Dog 238 To Filed 94/96/14 FIE Thered 24/96/14 12:32:39 Dese AND OTHER PARTIES TO EXECUTORY CONTRACTS

	Frequency of		CD.	Post-Petition payments not made	T . 1 D	
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount	of Payment	(Number)	Total Due	╝
Bancentre Corp (Hawaii						
Property)	Monthly	\$	26,500.00	4	\$ 106,000.00	
California Bank & Trust (San				:		
Juan Property)	Monthly	\$	3,287.00	0	\$	
First Republic Bancr (Hawaii					i	
Property)	Monthly	\$	10,417.00	4	\$ 41,668.00)
First Republic Bancr (San Juan						
Property)	Monthly	\$	1,087.00	0	\$ -	_
Mach -1 Autogroup (judgment						
lien - under appeal)	n/a		n/a	n/a	n/a	
			<u> </u>			
						Ī
					<u> </u>	
				TOTAL DUE:	\$ 147,668.0	0

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty					
Vehicle					
Others:					
		Pa	ge 4 of 8		
			IRIT "R"		nnnne?

Case 8:13-bk-14702-MW STDGG 238, Filed 04/06/14, Entered 04/06/14 12:62:39 Desc

ENDING BALANCES FOR THE PERIOD:

(Provide a copy of of montly account statements for each of the below)

	General Account: Payroll Account: Tax Account:	10,209.07	
*Other Accounts:	Tax recount.		
*Other Monies:	**Petty Cash (from below):	0.00	
TOTAL CASH AVAILA	ABLE:		10,209.07
Petty Cash Transactions: Date	Purpose	Amount	
TOTAL PETTY CASH	TRANSACTIONS:		0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Quarterly Period	Total	•			Quarterly Fees
Ending (Date)	Disbursements	Quarterly Fees	Date Paid	Amount Paid	Still Owing
30-Jun-2013	0.00	325.00	19-Jul-2013	\$ 325.00	0.00
30-Sep-2013	23,066.84	325.00			325.00
					0.00
-					0.00
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^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

	Date of Order		Gross
	Authorizing		Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	During the Month
n/a			
	,		

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

	Date of Order Authorizing		Amount Paid
Name of Insider	Compensation	Description	During the Month
n/a			

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month) Page 7 of 8

Case 8:13-bk-14702-MW Dec 492 Filed 94/93/14 Entered 94/93/14 12:32:39 Desc Main Production Report 20 of 141

	TT of the total to		Yes
1,	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	No X	Yes
3,	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are due to be filed 11/30/2013.	_	
4.	Describe potential future developments which may have a significant impact on the case:		
5,	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
,		No	Yes
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If "Yes", please set forth the amounts and sources of the income below.	<u> </u>	
I,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-		

declare under penalty of perjury that I have fully read and understood the foregoing debtor-inpossession operating report and that the information contained herein is true and complete to the best of my knowledge.

10/16/203 Date

Page 8 of 8

Principal for debtor-in-possession

EASTWEST BANK Your Financial Bridges
9300 Flair Drive Suite 106

Direct inquiries to: 888 895-5650

ACCOUNT STATEMENT

Page 1 of 3 STARTING DATE: September 01, 2013 ENDING DATE: September 30, 2013 Total days in statement period: 30

55-00001247

(12)

c

El Monte CA 91731

oz 01 MARC JOSEPH SPIZZIRRI

CHAPTER 11 DEBTOR IN POSSESSION

CASE NO. 13-14702

g)44q

33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675

կոկիկիիիիիր հերանրդիրինիիի հերանիկինի հեր

Have your paycheck deposited safely and quickly with Direct Deposit. It saves you a trip to the bank and your money will be deposited to your account electronically. Simply provide our routing number 322070381 and your account number to the payroll department of your company.

Standard Business Checking

Account number 55-0000124 Enclosures 1 Low balance \$1,046.9 Average balance \$4,531.9	Total additions (13) Total subtractions (13)	\$10,209.07 .00 9,172.17 \$1,036.90
--	--	--

CHECKS Number 5024 5025 5026 5027 5028 5029	Date 09-03 09-04 09-06 09-04 09-05 09-04	Amount 3,506.85 44.99 503.56 563.14 69.68 53.85	Number 5031 5033 * 5034 5035 5036 * Skip in che	Date 09-27 09-26 09-26 09-26 09-30 ck sequence	Amount 692.00 1,392.15 914.29 327.57 7.63
5030	09-09	1,086.46	owh at one	ck sedneuče	

DEB	TS
-----	----

Date 09-30	Transaction Description Maintenance Fee	Subtractions
00 00	Manterialice ee	10.00

DAILY BA	LANCES				
Date	Amount	Date	Amount	Date	Amount
08-31	10,209.07	09-05	5,970.56	09-26	1,746.53
09-03	6,702.22	09-06	5,467.00	09-27	1,054.53
09-04	6,040.24	09-09	4,380.54	09-30	1,036.90

Case 8:13-bk-14702-MW Dec 192 Filed 96/96/14 Entered 96/96/14 12:62:39 Desc Marin Postument Page-71006/213

ACCOUNT STATEMENT

Page 2 of 3

STARTING DATE: September 01, 2013 ENDING DATE: September 30, 2013

55-00001247

EASTWEST BANK Your Financial Bridge. 9300 Flair Drive Suite 106 El Monte CA 91731

MARC JOSEPH SPIZZIRRI

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

3410

5500001247 09/30/2013

Page

3 of 3

MARC JOSEPH SPIZZRRI	MARG JOSEPH SPIZZIBIN 15-VORTING 5030 STUDIES HOSE CAPES BANG CAPES BANK 15 1086.46 PARTS 7 5/13 PARTS HOSE CAPES BANK 15 1086.46 PARTS 15/1086.46 PARTS 15/1086.46 PARTS 15/1086.46 PARTS 15/1086.46 PARTS 15/1086.46
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MARG JOSEPH SPIZZHRI 16-703602170 502.9 CHAPTER IN DEPTOR IN POSSESSER 18-10-10-10-10-10-10-10-10-10-10-10-10-10-	MARE JOSEPH SPIZIRIN CHAPTER II DESCRIPTION PROSESSEURI CHAPTER II DESCRIPTION PROSESSEURI TANDAM CONTINUE CONTINUES PARCE III UNIC CONTINUES PARCE III UNIC CONTINUES PARCE III UNIC CONTINUES PARCE INCOME

In re:	Marc Joseph Spizzirri	Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: <u>OPERATING REPORT NO. 4</u> will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On October 16, 2013, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

Service information continued on attached page

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL: On October 16, 2013 I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

The Honorable Mark S. Wallace United States Bankruptcy Court, Central District Ronald Reagan Federal Building and Courthouse 411 West Fourth Street, Suite 6135 Santa Ana, CA 92701-4593

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

10/16/2013

Nancy Lockwood

/s/ Nancy Lockwood Signature

Date

Printed Name

Signature

Case 8:13-bk-14702-MW Dec 492 Filed 96/96/14 Entered 96/96/14 12:80:39

Marin Proceument

Pagge7730ff243

In re:

Marc Joseph Spizzirri

CHAPTER 11

Debtor(s).

CASE NUMBER 8:13-bk-14702 MW

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

dchambers@clfca.com Dan E Chambers Ronald R Cohn rcohn@horganrosen.com

Caroline Diang

cdjang@rutan.com

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Todd C. Ringstad becky@ringstadlaw.com

Leonard M Shulman Ishulman@shbllp.com

Scott O Smith ssmith@buchalter.com

United States Trustee (SA). ustpregion16.sa.ecf@usdoj.gov

Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com

Case 8:13-bk-14702-MW Dac 299 Eiled 04/03/14 Entered 04/03/14 15:00:39 Desc UNITED MEATING ALTER TWO DEC 291 14:00:39

OFFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In Re:		CHAPTER 11 (NON-BUS	INESS)	
	MARC JOSEPH SPIZZIRRI	Case Number:	8:13-b	k-14702 MW
		Operating Report Number:		5
	Debtor(s).	For the Month Ending:		31-Oct-13
	I. CASH RECEIPTS AND A. (GENERAL A			
1.	TOTAL RECEIPTS PER ALL PRIOR GENERAL AC	COUNT REPORTS	\$	24,103.74
2.	LESS: TOTAL DISBURSEMENTS PER ALL PRIOR	GENERAL	\$	23,066.84
AC	COUNT REPORTS		\$	-
3.	BEGINNING BALANCE:		\$	1,036.90
4.	RECEIPTS DURING CURRENT PERIOD:		\$	4,333.50
5.	BALANCE:		\$	5,370.40
6.	LESS: TOTAL DISBURSEMENTS DURING CURRE	ENT PERIOD	\$	4,905.68
7.	ENDING BALANCE:		\$	464.72
8.	General Account Number(s):	55-00001247		
	Depository Name & Location:	EastWest Bank		

9300 Flair Drive, Suite 106

El Monte, CA 91731

^{*} All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 8:13-bk-14702-MW Dee 299 Filed 04/03/14 Entered 04/03/14 11:30:24 Dese TOTAL DISBURSEMENT DERIVER ALPROPRIES TOTAL DISBURSEMENT DERIVER ALPROPRIES TO TALL DISBURSEMENT DERIVER ALPROPRIES DESCRIPTION AND THE PROPRIES DESCRIPTION OF THE PROPRIES DESCR

Date	Check			
mm/dd/yyyy	Number	Payee	Purpose	Amount
10/3/2013	5038	First Republic Bank	Mortgage	1,086.46
10/4/2013		Direct TV	Cable	307.30
10/4/2014	5040	Culligan	Water Dispenser	53.85
10/14/2013		Anini Vista Estates		83.50
10/14/2013	5042	Princeville Utlities Compa	n Utilities	9.71
10/14/2013		Sparkletts	Water Dispenser	128.02
10/14/2013		CR&R Incorporated	HOA	69.60
10/23/2013	5045	California Bank & Trust	Mortgage	3,134.24
10/31/2013	Auto	EastWest Bank	Bank Mainenance Fee	33.00
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	<u> </u>	<u> </u>	<u> </u>	
			- 	
1				
	<u> </u>			
		TO	OTAL DISBURSEMENTS THIS PERIOD:	4,905.68

Page 2 of 8 **EXHIBIT "B"**

Case 8:13-bk-14702-MW Dec 299 Filed 04/03/

Dec 198 Filed 04/03/14 Entered 04/02/14 15:04:69 Desc Main Production Dec 29 of 241 BANK RECONCILIATION

Bank statement Date:	10/31/2013	Balance on Statement:	\$464.72
Plus deposits in transit (a):			
	<u>Deposit Date</u>	Deposit Amount	
		•	
TOTAL DEPOSITS IN TRANSIT			
Less Outstanding Checks (a):			
<u>Check Number</u>	Check Date	Check Amount	
			
	•		
<u></u>			
TOTAL OUTSTANDING CHECKS:			0.00
Bank statement Adjustments:			
Explanation of Adjustments-			
	· • • • • • • • • • • • • • • • • • • •		
ADJUSTED BANK BALANCE:			\$464.72

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Case 8:13-bk-14702-MW Doc 299 Filed 04/03/14 Entered 04/03/14 11:04:39 Desc II. STATUS OF PAYMON DOCUMENT REPOSE 110 12:35, LESSORS AND OTHER PARTIES TO EXECUTORY CONTRACTS

			Post-Petition	
	Frequency of		payments not made	
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount of Payment	(Number)	Total Due
Bancentre Corp (Hawaii				
Property)	Monthly	\$ 26,500.00	5	\$ 132,500.00
California Bank & Trust (San				
Juan Property)	Monthly	\$ 3,287.00	0	\$
First Republic Bancr (Hawaii				
Property)	Monthly	\$ 10,417.00	5	\$ 52,085.00
First Republic Bancr (San Juan				
Property)	Monthly	\$ 1,087.00	0	\$ -
Mach -1 Autogroup (judgment				
lien - under appeal)	n/a	n/a	n/a	n/a
	<u> </u>			<u> </u>
			TOTAL DUE:	\$ 184,585.00

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty			·		
Vehicle					
Others:					
		Pa	ge 4 of 8		-000075
		XΠ	IBII B		0000/5

Case 8:13-bk-14702-MW Dec 298 Filed 04/03/14 Entered 04/03/14 15:00:89 Desc

ENDING BALANCES	FOR THE	PERIOD:
------------------------	---------	---------

(Provide a copy of of montly account statements for each of the below)

	General Account: Payroll Account: Tax Account:	464.72	
*Other Accounts:	Tux recount.		
*Other Monies:	**Petty Cash (from below):	0.00	
TOTAL CASH AVAIL	ABLE:		464.72
Petty Cash Transactions Date	: Purpose	Amount	
TOTAL PETTY CASH	TRANSACTIONS:		0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14702-MW Dec 299 Filed 04/03/14 Entered 04/02/14 15:04:39 Dese VI. UNITE MAIN DOUBLE PAYMENTS)

Quarterly Period Ending (Date)	Total Disbursements	Quarterly Fees	Date Paid	Amount Paid	Quarterly Fees Still Owing
30-Jun-2013	0.00	325.00	19-Jul-2013	\$ 325.00	0.00
30-Sep-2013	23,066.84	325.00			325.00
					0.00
				·- ···	0.00
					0.00
					0.00
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					0.00
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					0.00
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					0.00
					0.00
					0.00
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					0.00
					0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

	Date of Order		Gross
	Authorizing		Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	During the Month
n/a			
	-		
-			
•			
, , , , , , , , , , , , , , , , , , ,		· · · · · · · · · · · · · · · · · · ·	

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

	Date of Order		· · · · · · · · · · · · · · · · · · ·
	Authorizing		Amount Paid
Name of Insider	Compensation	Description	During the Month
n/a	-		-
	· · · · · · · · · · · · · · · · · · ·		
	·- ·- ·- ·- ·- ·- ·- ·- ·- ·- ·- ·- ·- ·		<u> </u>

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month)
Page 7 of 8

EXHIBIT

Case 8:13-bk-14702-MW Dec 498 Filed 04/03/14 Entered 04/03/14 14:00:89 Desc Main Podement Page 85 of 441 XI. QUESTIONNAIRE

		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration	No	Yes
	to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:		
3.	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are due to be filed 11/30/2013.	-	
4.	Describe potential future developments which may have a significant impact on the case:		
5.	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
6.	Did you wassiya any ayamat in ages this month, which is not not fauth in the amounting arms at TC	No	Yes
0.	Did you receive any exempt income this month, which is not set forth in the operating report? If "Yes", please set forth the amounts and sources of the income below.	<u>X</u>	
I,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.		

11/22/17

Date

Page 8 of 8

Principal for debtor-in-possession

EASTWEST BANK Your Financial Bridge.

Direct inquiries to: 888 895-5650

9300 Flair Drive Suite 106 El Monte CA 91731

ACCOUNT STATEMENT

Page 1 of 3 STARTING DATE: October 01, 2013 ENDING DATE: October 31, 2013 Total days in statement period: 31 55-00001247

(B)

OZ 01 MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675

ոյհյանիիլիկիկիկիլիլիլիլիլիլիլիլիիկինիկիլիրիկեն

Give the perfect gift in the upcoming holiday season. The East West Bank Gift Card can be used at millions of locations where Visa® cards are accepted. Purchase your Card at your nearest East West Bank branch.

1,036,90

-49.56

783.94

730.09

Account nui Enclosures Low balance Average bal	9	55-00001247 8 \$-49.56 \$956.12	Beginning balance Total additions Total subtractions Ending balance	(2) (9)	\$1,036.90 4,333.50 4,905.68 \$464.72
CREDITS Number	Date 10-07 10-23	Transaction Description Deposit Deposit		, .	Additions 833.50 3,500.00
CHECKS		·			
Number	Date	Amount	Number	Date	Amount
5038	10-04	1,086.46	5042	10-22	9.71
5039	10-09	307.30	5043	10-21	128,02
5040 5041	10-08 10-17	53.8 5 83.50	5044 5045	10-21 10-28	69.60 3,134.24
DEBITS			0070	10 20	
10-31 Mair	nsaction Descritenance Fed			_	Subtractions 33.00
DAILY BALA	ANCES Amount	Date	Amount	Date	Amount

10-09

10-17

10-21

10-22

09-30

10-04

10-07

10-08

422.79

339,29

141,67

131.96

3.631.96

497.72

464.72

10-23

10-28

10-31

Dese

EASTWEST BANK Your Financial Bridge.

ACCOUNT STATEMENT

Page 2 of 3
STARTING DATE: October 01, 2013
ENDING DATE: October 31, 2013

55-00001247

9300 Flair Drive Suite 106 El Monte CA 91731

MARC JOSEPH SPIZZIRRI

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00 .
Total Returned Item Fees	\$0.00	\$0.00

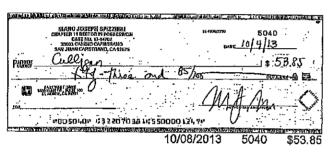
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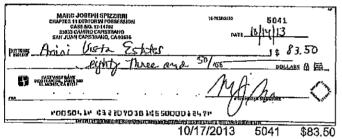
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	10/21/2013	5044	\$69.60

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19-1-1-100 5039#, 03 2 20 YO 30 AL 5 S 000 O A 24 7 P
10/09/2013 5039 \$307.30

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10/21/2013 5043 \$128.02

In re: Marc Joseph Spizzirri	Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW
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PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: MONTHLY OPERATING REPORT NO. 5 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On November 22, 2013, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL: On November 22, 2013 I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

The Honorable Mark S. Wallace United States Bankruptcy Court, Central District Ronald Reagan Federal Building and Courthouse 411 West Fourth Street, Suite 6135 Santa Ana, CA 92701-4593

person or entity serventities by personal transmission and/or	ved): Pursuant to F.R.Civ.P. 5 and/or delivery, overnight mail service, or (fo	MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each controlling LBR, on, I served the following persons and/or or those who consented in writing to such service method), by facsimile ere constitutes a declaration that personal delivery on, or overnight mail to, ne document is filed.
I declare under pen	alty of perjury under the laws of the U	Service information continued on attached page nited States of America that the foregoing is true and correct.
11/22/2013 Date	Nancy Lockwood Printed Name	/s/ Nancy Lockwood Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

Case 8:13-bk-14702-MW Dec 297 Filed 04/02/14 Entered 04/02/14 15:00:39 Desc

In re:

Marc Joseph Spizzirri

Debtor(s).

CHAPTER 11

CASE NUMBER 8:13-bk-14702 MW

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

Dan E Chambers dchambers@clfca.com Ronald R Cohn rcohn@horganrosen.com Caroline Diang cdiang@rutan.com Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net Robert P Goe kmurphy@goeforlaw.com, rgoe@goeforlaw.com;mforsythe@goeforlaw.com Nancy S Goldenberg nancy.goldenberg@usdoi.gov Brian T Harvey bharvey@buchalter.com, IFS filing@buchalter.com;rreeder@buchalter.com Stephen E Hyam shyam@clarktrev.com John Mark Jennings jjennings@shbllp.com Elizabeth A Lossing elizabeth.lossing@usdoj.gov Mike D Neue mneue@Intlaw.com, jokeefe@Intlaw.com;nlockwood@Intlaw.com Robert E Opera ropera@winthropcouchot.com. pi@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com Todd C. Ringstad becky@ringstadlaw.com Leonard M Shulman Ishulman@shbllp.com Scott O Smith ssmith@buchalter.com United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov Michael J. Weiland mweiland@wgllp.com. lfisk@wgllp.com

Case 8:13-bk-14702-MW Doe 201 Filed 04/03/14 Entered 04/03/14 12:20:31 Dese United Main Document Mengagor 5/14/12:20:31 Dese

OFFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In Re: MARC JOSEPH SPIZZIRRI	CHAPTER 11 (NON-BUS	JSINESS)				
In the voice I to industrial	Case Number:	8:13-b	k-14702 MW			
	Operating Report Number:		6			
Debtor(s). For the Month Ending:		30-Nov-13			
I. CASH RECEIPTS AN A. (GENERAL						
1. TOTAL RECEIPTS PER ALL PRIOR GENERAL A	CCOUNT REPORTS	\$	28,437.24			
2. LESS: TOTAL DISBURSEMENTS PER ALL PRIO	OR GENERAL	\$	27,972.52			
ACCOUNT REPORTS		\$	-			
3. BEGINNING BALANCE:		\$	464.72			
4. RECEIPTS DURING CURRENT PERIOD:		\$				
5. BALANCE:		\$	464.72			
6. LESS: TOTAL DISBURSEMENTS DURING CURP	RENT PERIOD	\$	137.85			
7. ENDING BALANCE:		\$	326.87			

8. General Account Number(s):

55-00001247

Depository Name & Location:

EastWest Bank

9300 Flair Drive, Suite 106

El Monte, CA 91731

^{*} All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 8:13-bk-14702-MW Dec 201 Filed 04/03/14 Entered 04/03/14 12:30:31 Dese TOTAL DISBURSEMENT PERIOD

Date	Check			
mm/dd/yyyy	Number	Payee	Purpose	Amount
11/6/2013	Auto Debit	Safeguard Safeguard EastWest Bank	Supplies	51.04
11/8/2013	Auto Debit	Safeguard	Supplies	74.81
11/30/2013	Auto Debit	EastWest Bank	Maintenance Fee	12.00
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		<u></u>		1
			TOTAL DISBURSEMENTS THIS PERIOD	137.85

EXHIBIT "B"

Case 8:13-bk-14702-MW

Dec 208 Filed 04/03/14 Entered 04/03/14 12:30:38 Desc Marin Pool (1976) 23 of 241

B.	٨	N	TTZ	1	O I	\Box'	7	\cap	``	٠Τ	a.	rı	ГΤ	΄ Λ	т	T	\sim	×	Т
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Bank statement Date:	11/30/2013	Balance on Statement:	\$326.87
Plus deposits in transit (a):			
	Deposit Date	Deposit Amount	
	12/13/2013	\$ 17,000.00	
			• ·
			
TOTAL DEPOSITS IN TRANSIT			17,000.00
Less Outstanding Checks (a):			
Check Number	Check Date	Check Amount	
5046	12/13/2013	\$ 1,769.69	
5047	12/13/2013	\$ 88.41	•
5048	12/13/2013	Void	•
5049	12/13/2013	\$ 1,384.00	
5050	12/13/2013	\$ 112.70	
5051	12/13/2013	\$ 177.83	
5052	12/13/2013	\$ 360.37	
5053	12/13/2013	\$ 319.76	
5054	12/13/2013	Void	
5055	12/13/2013	\$ 3,506.84	
5056	12/13/2013	\$ 3,681.26	
5057	12/13/2013	\$ 325.00	-
			-
		<u></u>	-
			-
			•
		······································	-
			-
TOTAL OUTSTANDING CHECKS:			11,725.86
Bank statement Adjustments: Explanation of Adjustments-			
	···		
ADJUSTED BANK BALANCE:			\$5,601.01

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Case 8:13-bk-14702-MW Dog 208 Filed 04/03/14 Entered 04/03/14 12:20:38 Desc II. STATUS OF PAYMON POR MANUEL RIPLOS OF PAYMON PARTIES TO EXECUTORY CONTRACTS

	Frequency of		Post-Petition payments not made	
Craditan Lagger Eta	Payments (Mo/Qtr)	Amount of Dovimou		Total Due
Creditor, Lessor, Etc.	Payments (Mo/Qu)	Amount of Paymer	(Ivuiliber)	Total Due
Bancentre Corp (Hawaii				
Property)	Monthly	\$ 26,500.00	6	\$ 159,000.00
California Bank & Trust (San				_
Juan Property)	Monthly	\$ 3,287.00	0	\$ -
First Republic Bancr (Hawaii				
Property)	Monthly	\$ 10,417.00	6	\$ 62,502.00
First Republic Bancr (San Juan				
Property)	Monthly	\$ 1,087.00	0	\$ -
Mach -1 Autogroup (judgment				
lien - under appeal)	n/a	n/a	n/a	n/a
				·
<u> </u>				
				
				1
		<u> </u>	TOTAL DIE] ¢ 221 502 00
			TOTAL DUE	\$ 221,502.00

V. INSURANCE COVERAGE

			•		Premium Paid
	***		Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty					
Vehicle					
Others:				•	
	E	Pac XH	e 4 of 8		000088

Case 8:13-bk-14702-MW Dec 201 Filed 04/03/14 Entered 04/03/14 12:20:38 Desc I.D SUMMANDO CONTRACTULE PROPERTY 241

ENDING BALANCES F (Provi	OR THE PERIOD: de a copy of of montly account statements for each of the below))	
	General Account: Payroll Account: Tax Account:	5,601.01	
*Other Accounts:			
*Other Monies: _	**Petty Cash (from below):	0.00	
TOTAL CASH AVAILA	BLE:		5,601.01
Petty Cash Transactions: Date	Purpose	Amount	
	·		

TOTAL PETTY CASH TRANSACTIONS:

0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14702-MW Dec 208 Filed 04/03/14 Entered 04/03/14 12:20:38 Dece VI. UNITE**MADIA DECOMPOSITE PROPERTY** FEES

(TOTAL PAYMENTS)

Quarterly Period	Total	0 1 5	D . D 11	. 5.11	Quarterly Fees
Ending (Date)	Disbursements	Quarterly Fees	Date Paid	Amount Paid	Still Owing
30-Jun-2013	0.00	325.00	19-Jul-2013	\$ 325.00	0.00
30-Sep-2013	23,066.84	325.00	13-Dec-2013	\$ 325.00	0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
			,	·	0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Case 8:13-bk-14702-MW Dec 201 Filed 04/03/14 Entered 04/03/14 12:20:28 Desc VI SCHEDULE MARKET DECEMBER OF PAGE 7 OF 14 10 DERS

Name of Insider	Date of Order Authorizing Compensation	*Authorized Gross Compensation	Gross Compensation Paid During the Month
	Compensation	Authorized Gross Compensation	During the Month
n/a			
			· · · · · · · · · · · · · · · · ·

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

	Date of Order		
	Authorizing		Amount Paid
Na 61		D	
Name of Insider	Compensation	Description	During the Month
n/a			
	 		
			
			
			·
·			
	· · · · · · ·		
	 		
		-	

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month)

EXHIBIT ** "B"

XI. QUESTIONNAIRE

		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	
		- No	Yes
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	<u>X</u> _	
3.	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are being formulated.	-	
4.	Describe potential future developments which may have a significant impact on the case:		
5,	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
		No	Yes
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If "Yes", please set forth the amounts and sources of the income below.	<u>X</u>	
I,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in- possession operating report and that the information contained herein is true and complete to the best of my knowledge.	_	

1/3/2014

Page 8 of 8

Principal for debtor-in-possession



Direct inquiries to: 888 895-5650

9300 Flair Drive Suite 106 El Monte CA 91731

ACCOUNT STATEMENT

Page 1 of 1 STARTING DATE: November 01, 2013 ENDING DATE: November 30, 2013 Total days in statement period: 30 55-00001247

(0)

OZ 01 MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675

Give the perfect gift in the upcoming holiday season. The East West Bank Gift Card can be used at millions of locations where Visa® cards are accepted. Purchase your Card at your nearest East West Bank branch.

Standard Business Checking

Account number	55-00001247	Beginning balance		\$464.72
Low balance	\$338.87	Total additions	(O)	.00
Average balance	\$364.83	Total subtractions	(3)	137.85
		Ending balance		\$326.87

DEBITS

Date	Transaction Descri	ption	Subtractions
11-06	Preauth Debit	SAFEGUARD6 MANUAL DIR 131108 MARC JOSEPH SPI	51.04
11-08	Preauth Debit	SAFEGUARD CHK SUPPLY 131108 PGWJZK	74.81
11-30	Maintenance Fee		12.00

DAILY BALANCES

Date	Amount	Date	Amount	Date	Amount
10-31	464.72	11-08	338.87		
11-06	413.68	11-30	326.87		

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

EXHIBIT "B"

Dec 201 Filed 04/03/14 Entered 04/03/14 12:30:38 Maian Podemant Page 400 of 441 Case 8:13-bk-14702-MW

In re: Marc Joseph Spizzirri	Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW
PROOF OF SERVICE OF D	OCUME	NT
I am over the age of 18 and not a party to this bankruptcy case or adversary pr	oceeding. N	My business address is:
840 Newport Center Drive Suite 750 Newport Beach, CA 92660		
A true and correct copy of the foregoing document entitled: OPE was served (a) on the judge in chambers in the form and manner manner stated below:	RATING required by	REPORT NO. 6 will be served or y LBR 5005-2(d); and (b) in the
1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING LBR, the foregoing document will be served by the court via NEF and hyperlin CM/ECF docket for this bankruptcy case or adversary proceeding and determined List to receive NEF transmission at the email addresses stated below:	k to the docu	iment. On January 3, 2014, I checked the
⊠ Se	rvice informa	ation continued on attached page
2. SERVED BY UNITED STATES MAIL: On I served the following this bankruptcy case or adversary proceeding by placing a true and correct commail, first class, postage prepaid, and addressed as follows. Listing the judge will be completed no later than 24 hours after the document is filed.	py thereof in	a sealed envelope in the United States
☐ Se	rvice informa	ation continued on attached page

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on_____ | served the following persons and entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile

transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to,

/s/ Nancy Lockwood 1/3/2014 Nancy Lockwood Signature Printed Name Date

the judge will be completed no later than 24 hours after the document is filed.

I served the following persons and/or

Case 8:13-bk-14702-MW Dec 204 Filed 04/03/14 Entered 04/03/14 12:34:38 Desc Morain Podemoneth Page 401 of 241

In re:

Marc Joseph Spizzirri

Debtor(s).

CHAPTER 11

CASE NUMBER 8:13-bk-14702 MW

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe kmurphy@goeforlaw.com, rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS_filing@buchalter.com;rreeder@buchalter.com
- Stephen E Hyam shyam@clarktrev.com
- John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@Intlaw.com, jokeefe@Intlaw.com;nlockwood@Intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com, pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Leonard M Shulman ishulman@shbllp.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com

Case 8:13-bk-14702-MW Doc 298 Filed 04/08/14 Entered 04/08/14 13:32:39 Desc

OFFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In	Re:	HAPTER 11 (NON-BUSI	NESSY	
***	MARC JOSEPH SPIZZIRRI	180C-11011) 11 MA1 B M	TATOO)	
	Ca	ase Number:	8:13-bk	-14702 MW
		perating Report Number:		7
	Debtor(s). Fo	or the Month Ending:		31-Dec-13
	I. CASH RECEIPTS AND DISBU A. (GENERAL ACCOU			
1.	TOTAL RECEIPTS PER ALL PRIOR GENERAL ACCOUNT	REPORTS	\$	28,437.24
	LESS: TOTAL DISBURSEMENTS PER ALL PRIOR GENER.	AL	\$	28,110.37
A(CCOUNT REPORTS		\$	-
3.	BEGINNING BALANCE:		\$	326.87
4.	RECEIPTS DURING CURRENT PERIOD:	****	\$	15,000.00
5.	BALANCE:		\$	15,326.87
6.	LESS: TOTAL DISBURSEMENTS DURING CURRENT PERI	IOD	\$	11,737.86
7.	ENDING BALANCE:		\$	3,589.01
8.	General Account Number(s): 55	5-00001247		

EastWest Bank

9300 Flair Drive, Suite 106

El Monte, CA 91731

Depository Name & Location:

^{*} All receipts must be deposited into the general account.
** Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

^{****} This amount was inadvertently incorrectly stated in the amount of \$17,000 in the previous report.

Case 8:13-bk:14702-MW Dec 298 Eiled 04/20/14 Entered 04/20/14 13:30:29 Desc

Date	Check	D	7	
mm/dd/yyyy		Payee	Purpose	Amount
12.17/2013		SDG&E	Utilities	1,769.69
12/20/2013		The Gas Company	Utilities	88.41
12/23/2013		Void	Void	0.00
12/23/2013		Allstate	Insurance	1,384.00
12/18/2013		Culligan	Water	112.70
12/23/2013		Sparkletts	Water	177.83
12/23/2013		City of San Juan Capistrano		360.37
12/23/2013	5053		Cable	319.76
12/23/2013		Void	Void	0.00
12/23/2013		California Bank & Trust	Mortgage	3,506.84
12/23/2013		First Republic Bank	Mortgage	3,681.26
12/24/2013		U.S. Trustee	Quarterly Fees	325.00
12/31/2013	Auto	EastWest Bank	Maintenance Fee	12.00
			TÞÆJJÆJJSÆJJRSEMENTS THIS PER	IOD: 11,737.86

TOTALJAISBURSEMENTS THIS PERIOD:

000097

ease (9:1 9 -9k-14702-MW	Dog 228 Filed 04 Maria Probandhent BANK RECONCILIA	/03/14 Entered 04/0 ™abago 104 of 241 ⊓ON	8/14 13:32:39 Dese
	Bank statement Date:	12/31/2013	Balance on Statement:	\$3,589.01
Plus deposits in tra	nnsit (a):	<u>Deposit Date</u> 1/8/2014	Deposit Amount \$ 5,000.00	
TOTAL DEPOSIT	TS IN TRANSIT			5,000.00
Less Outstanding	Checks (a): Check Number 5058	Check Date 1/8/2014	<u>Check Amount</u> \$ 3,638.29	
TOTAL OUTSTA	NDING CHECKS:			3,638.29
Bank statement Ad Explanation of Ad				

ADJUSTED BANK BALANCE:

\$4,950.72

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Case 8:13-bk-14702-MW. Doc 298. Filed 04/03/14 Entered 04/03/14 13:30:39 Dese AND OTHER PARTIES TO EXECUTORY CONTRACTS

	Frequency of		Post-Petition payments not made	
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount of Payment		Total Due
Bancentre Corp (Hawaii	Taymonts (1910) Qui	7 Hillouit of Fuyinoit	(remosi)	Total Date
Property)	Monthly	\$ 26,500.00	7	\$ 185,500.00
California Bank & Trust (San	Wionany	Ψ 20,300.00	,	Ψ 105,500.00
Juan Property)	Monthly	\$ 3,287.00	0	\$ -
First Republic Bancr (Hawaii	Wionding	Ψ 5,201.00	<u> </u>	Ψ
Property)	Monthly	\$ 10,417.00	6	\$ 72,919.00
First Republic Bancr (San Juan		Ψ 10,117.00		, 2,3 13.00
Property)	Monthly	\$ 1,087.00	0	\$ -
Mach -1 Autogroup (judgment		, , , , , , , , , , , , , , , , , , , ,		
lien - under appeal)	n/a	n/a	n/a	n/a
			<u> </u>	
		[
-				
	<u></u>	<u></u>	TOTAL DIE:	\$ 258,419.00
			TOTAL DUE:	φ 230, 4 19.00

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty					
Vehicle					
Others:					
		7.	ge 4 of 8		
	-	ХН	IBH "B" -		- 11111111199 -

Case 8:13-bk-14702-MW Dec 292 Filed 04/06/14 Entered 04/06/14 13:30:39 Dese

ENDING	BAL.	ANCES	FOR	THE	PERI	OD:
DIMONIA	DAL.	ances	LOI	HILL	1 EW	OD.

(Provide a copy of of montly account statements for each of the below)

	General Account:	3,589.01	
	Payroll Account:		
*Other Accounts:	Tax Account:		
Oulei Accounts			
-	The second secon		
*Other Monies:			
	**Petty Cash (from below):	0.00	
TOTAL CARTANANA	DY E		2.500.01
TOTAL CASH AVAILA	BLE:		3,589.81
Petty Cash Transactions:			
Date	Purpose	Amount	
			
			
	· · · · · · · · · · · · · · · · · · ·		
			
TOTAL PETTY CASH 7	TRANSACTIONS:		0.00
			0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14702-MW Doc 228 Filed 04/03/14 Entered 04/03/14 13:32:39 Dese (TOTAL PAYMENTS)

Quarterly Period Ending (Date)	Total Disbursements	Quarterly Fees	Date Paid	Amount Paid	Quarterly Fees Still Owing
30-Jun-2013	0.00	325.00	19-Jul-2013	\$ 325.00	0.00
30-Sep-2013	23,066.84	325.00	13-Dec-2013	\$ 325.00	0.00
1					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
		. <u> </u>			0.00
					0.00
					0.00
					0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Case 8:13-bk-14702-MW, Dec 298, Filed 04/06/14, Entered 04/06/14 13:30:89 Desc

	Date of Order		Gross
	Authorizing		Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	During the Month
n/a			
-			
	·		
	<u>.</u>		
-	<u> </u>		

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a			
	<u> </u>		
			

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month)
Page 7 of 8

Case 8:13-bk-14702-MW Dec 292 Filed 04/03/14 Entered 04/03/14 13:32:39 Desc Mania Posecondent Pagage 09 of 241

XI. QUESTIONNAIRE

		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration	- No	Yes
	to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	<u>X</u>	
3.	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are being formulated and anticipated to be filed on or before January 10, 2014.	<i>-</i>	
4.	Describe potential future developments which may have a significant impact on the case;		
5,	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		٠
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If	No	Yes
01	"Yes", please set forth the amounts and sources of the income below.	<u>X</u>	
I,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in- possession operating report and that the information contained herein is true and complete to the best of my knowledge	-	

1/10/2014 Date

Page 8 of 8

Principal for debtor-in-possession

er Sions

sopiupai bas sein

Download Results

faxBridge^s™

000104

*bishnes*sbiridge

Rainge: Ton:

上 EAST WEST BANK

To 12/31/2013

VIEW Results

Balances and Activity as of 05:42:55 PM PT on 01/08/2014 Account Number:

5500001247-MARC JOSEPH SPIZZIRRI

(\$49.28)

Ledger Balance:

\$420.72

Net Activity Today: \$470.00

Current Balance:

\$420.72

Related Available Balance: \$0.00 Accessible Balance*:



(esuits 1-12	
	Charles of the charles
•	
-	2011/00/00/00

12/16/2013	12/17/2013	12/18/2013	12/20/2013	12/23/2013	12/23/2013	12/23/2013	12/23/2013	12/23/2013	12/24/2013	12/24/2013	12/31/2013	
												Status
DEPOSIT	の正面の大	SHICK		CHECK	の TE TE TE TE TE TE TE TE TE TE	CHECK	CHROX	CHECK	CHECK	CHECK	MAINTENANCE FEE	Description
	5046	5050	5047	5049	5051	5052	5055	5056	5053	5057	•	Serial
												Van ber
							:					Withdrawa
	\$1,769,69	\$112.70	\$85,41	\$1,384.00	\$177.63	\$360.37	\$3,506.84	\$3,681.26	\$319.76	\$325.00	\$12,00	al Amount
		-	:	- ¹ .•								Deposi
\$15,000.00											-	esit Amount
\$15,000.00 \$15,326.87	\$13,557,18	\$13,444.48	\$13,356,07	\$11,972.07	\$11,794.24	\$11,433.87	\$7,927.03	\$4,245.77	\$3,926.01	\$3,601.01	\$3,589.01	Balance Image
												image

Case 8:13-bk-14702-MW Dec 292 Filed 04/03/14 Entered 04/03/14 13:32:39 Desc Main Podem net Page 410 of 241

In re: Marc Joseph Spizzirri Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW
---	---

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

d or

1/10/2014	Nancy Lockwood	/s/ Nancy Lockwood
I declare under per	nalty of perjury under the laws of the Uni	ted States of America that the foregoing is true and correct.
		Service information continued on attached page
transmission and/or		e constitutes a declaration that personal delivery on, or overnight mail to,
person or entity ser	ved): Pursuant to F.R.Civ.P. 5 and/or co	ALL, FACSIMILE TRANSMISSION OR EMAIL (state method for each ontrolling LBR, on I served the following persons and/or those who consented in writing to such service method), by facsimile
		Service information continued on attached page
this bankruptcy cas mail, first class, pos	e or adversary proceeding by placing a	true and correct copy thereof in a sealed envelope in the United States Listing the judge here constitutes a declaration that mailing to the judge
2. SERVED BY UN	NITED STATES MAIL: On	served the following persons and/or entities at the last known addresses in
		Service information continued on attached page
Notice List to receiv	re NEF transmission at the email addres	ises stated pelow.
LBR, the foregoing CM/ECF docket for	document will be served by the court via	ECTRONIC FILING (NEF): Pursuant to controlling General Orders and a NEF and hyperlink to the document. On <u>January 10, 2014</u> , I checked the eeding and determined that the following persons are on the Electronic Mail
manner stated be		in and mainer required by EDIC 5005-2(d), and (b) in the
		rm and manner required by LBR 5005-2(d); and (b) in the

Case 8:13-bk-14702-MW Dec 292 Filed 04/00/14 Entered 04/00/14 13:20:39 December 12:20:39 December 12:2

Marc Joseph Spizzirri Debtor(s). CASE NUMBER 8:13-bk-14702 MW	In re:		Debtor(s).	CHAPTER 11 CASE NUMBER 8:13-bk-14702 MW	
---	--------	--	------------	---	--

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@cifca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe kmurphy@goeforlaw.com, rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS_filling@buchalter.com;rreeder@buchalter.com
- Stephen E Hyam shyam@clarktrev.com
- John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@Intlaw.com, jokeefe@Intlaw.com;nlockwood@Intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com,
 pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Leonard M Shulman Ishulman@shbllp.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoi.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com

Case 8:13-bk-14702-MW-D 506 298 Entered 03/28/14 20:89:89

CENTRAL DISTRICT OF CALIFORNIA

 In Re:		CHAPTER 11 (NON-BUSI	NESS)
MARC JOSEPH SPIZZIRRI		·	
		Case Number:	8:13-bk-14702 MW
		Operating Report Number:	2 (Amended)
	Debtor(s).	For the Month Ending:	31-Jul-13

I. CASH RECEIPTS AND DISBURSEMENTS A. (GENERAL ACCOUNT* AND SPOUSE ACCOUNT)

1. TOTAL RECEIPTS PER ALL PRIOR GENERAL AC	COUNT REPORTS	_\$	70,100.00
2. LESS: TOTAL DISBURSEMENTS PER ALL PRIOR ACCOUNT REPORTS	\$	68,811.17	
3. BEGINNING BALANCE:	\$	1,298.83	
4. RECEIPTS DURING CURRENT PERIOD:	\$	19,510.00	
5. BALANCE:	\$	20,808.83	
6. LESS: TOTAL DISBURSEMENTS DURING CURRE	\$	10,876.52	
7. ENDING BALANCE:	\$	9,932.31	
8. General Account Number(s): Spouse Account Number Depository Name & Location;	55-00001247 3150179716 EastWest Bank 9300 Flair Drive, Suite 106 El Monte, CA 91731	PO Box 48	Bank & Trust 39 CA 90260

^{*} All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 1:13-14:147-02-MWTs Dec 296 F Filed 03/06/14 Fatered 03/06/14 24:50:39 Desc Maria Procurient Progress of 251

Date	Check			
nm/dd/yyyy			Purpose	Amount
7/22/2013	5002	City of San Juan	Utilities	1,043.87
7/22/2013	5003	Allstate	Insurance	692.00
7/31/2013	Auto	EastWest Bank	Bank Maintenance Fee	10.00
		-		
	-			
			-	
 				
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				 -
		-		
				<u> </u>
			Page 2 of 8	
			Page 2 of 8 TOEXHIBITRIBIENTS THIS PERIOD:	000108 5.8

Case 8:13-bk-14702-MW Dec 298, Filed 03/06/14 Entered 03/06/14 20:80:89 Dese Main 17/05 Union Ent. Page 215 of 231 BANK RECONCILIATION

Bank statement Date:	6/5/2013	Balance on Statement:	<-\$10.00>
Plus deposits in transit (a):			
,	Deposit Date	Deposit Amount	
	7/19/2013	\$ 11,500.00	
_			
_			
_			
TOTAL DEPOSITS IN TRANSIT			11,500.00
Less Outstanding Checks (a):			
Check Number	Check Date	Check Amount	
5001	7/19/2013	\$ 325.00	
5004	7/30/2013	\$ 169.16	
5005	7/30/3013	\$ 69.60	
5006	7/30/2013	\$ 112.70	
5007	7/30/2013	Void	
5008	7/30/2013	\$ 340.20	
5009	7/30/2013	\$ 281.58	
5010	7/30/2013	\$ 249.66	
5011	7/30/2013	\$ 429.00	
5012	7/30/2013	Void	
5013	7/30/2013	\$ 308.40	
5014	7/30/2013	\$ 1,416.00	
	 		
	· · · · · · · · · · · · · · · · · · ·	. , . , . , . , . , . , . , . , . , . ,	
 			
		<u> </u>	
TOTAL OUTSTANDING CHECKS:			3,701.30
TOTAL OUTSTANDING CILLCES.			3,701.30
Bank statement Adjustments:			
Explanation of Adjustments-		- ,	
		•	
ADJUSTED BANK BALANCE:			\$6,052.83

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Case 8:13-bk-14702-MW Dec 299 Filed 04/26/14 Entered 04/26/14 20:34:39 Desc Maina 14/26/14 20:34:39 Desc California Bank Trust

Check No.	Date	Am	ount	Payee	Purpose
Auto	7/3/2013	\$	109.95	Credit One	Goods
Auto	7/8/2013	\$	110.00	Pay SEQ	
Auto	7/11/2013	\$	916.80	Pay SEQ	
Auto (5024)	7/15/2013	\$	21.64	Rite Aid	Goods
Auto (5026)	7/15/2014	\$	81.00	Macy's	Goods
Auto (5030)	7/19/2013	\$	327.55	Ford Mortor Credit	
Auto (5033)	7/22/2013	\$	252.15	Direct TV	Utilities
Auto (5032)	7/22/2013	\$	405.58	Cox Communications	Utilities
529	7/9/2013	\$	3,178.08	California Bank & Trust	Mortgage
530	7/16/2013	\$	32.40	Sephora	Goods
5007	6/26/2014	\$	122.89	Ralphs	Food and goods
5008	7/1/2013	\$	86.40	Nordstrom	Clothing
5009	6/28/2013	\$	135.95	Appliance	Dryer repair
5010	7/3/2013	\$	40.00	Bella Nails	Nail services
5011	7/3/2013	\$	99.00	Fashion Tailors	Clothing
5012	7/2/2013	\$	146.08	Vons	Food and goods
5013	7/3/2013	\$	124.81	Vons	Food and goods
5014	7/3/2013	\$	96.19	Marbella Market	Food and goods
5015	7/9/2013	\$	157.55	Costco	Food and goods
5016				Void	Void
5017	7/9/2013	\$	1,086.46	First Republic Bank	Mortgage
5018	7/15/2013	\$	131.74	Furry Foods	Food and goods
5019	7/10/2013	\$	71.26	Bed Bath and Beyond	Goods
5020	7/22/2013	\$	511.74	The Pool Doctor	Pool maintenance
5021	7/11/2013	\$	19.95	Postmaster	Mailing
5022	7/10/2013	\$	118.48	Ralphs	Food and goods
5023	7/10/2013	\$	23.08	Marbela Market	Food and goods
5025	7/16/2013	\$	165.00	Kat Jackson	Hair stylist
5027	7/16/2013	\$	52.78	Macy's	Clothing
5028	7/16/2013	\$	56.00	Petco	Pet supplies
5029			26.88	Princeville Utilities	Utilities - Hawaii property
5031	7/18/2013	\$	75.28	Ford Mortor Credit	Car payment
4322625	7/8/2013	\$	347.98		
Total		\$	9,130.65		
Damasita	Data				
Deposits	Date 7/5/2013		nount		
Tatal	7/5/2013		8,000.00		
Total	<u> </u>	\$	8,000.00		

Case 8;13;4k;14702;MW y Dac 298 C Filed 04/26/14 ED Friered 04/26/14 20:34:39 Desc AND OTHER PARTIES TO EXECUTORY CONTRACTS

	Eraguanay of		Post-Petition payments not made	
Carditan Lagran Etc	Frequency of Payments (Mo/Qtr)	Amount of Daymont	1	Total Due
Creditor, Lessor, Etc.	Payments (Mo/Qir)	Amount of Payment	(Nulliber)	Total Due
Bancentre Corp (Hawaii				# 70 000 00
Property)	Monthly	\$ 26,500.00	2	\$ 53,000.00
California Bank & Trust (San				
Juan Property)	Monthly	\$ 3,287.00	0	\$ -
First Republic Bancr (Hawaii				,
Property)	Monthly	\$ 10,417.00	2	\$ 20,834.00
First Republic Bancr (San Juan				
Property)	Monthly	\$ 1,087.00	0	\$ -
Mach -1 Autogroup (judgment				
lien - under appeal)	n/a	n/a	n/a	n/a
	,			
		,	•	,
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				,
, , , , , , , , , , , , , , , , , , , ,		· · · · · · · · · · · · · · · · · · ·		
		<u> </u>		
		·		
	<u></u>		,	-
<u> </u>		-		
			TOTAL TOTAL	1 m 72 02 4 02
			TOTAL DUE:	\$ 73,834.00

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	69	3,473,400.00	11/18/2013	11/18/2013
Casualty					
Vehicle					
Others:	·				•
			ge 4 of 8		
		XΗ	IRIT "R"		<u> </u>

Case 8:13-bk-14702-MW Dae 298 Filed 03/20/14 Entered 03/20/14 20:30:30 Dese

ENDING RAL	ANCES FOR	THE PERIOD:

(Provide a copy of of montly account statements for each of the below)

	General Account:	9,754.13	
	Payroll Account:		
*Other Accounts:	Tax Account:		
Omei Accounts.		-	
*Other Monies:			
	**Petty Cash (from below):	0.00	
TOTAL CASH AVAIL	LABLE:		9,754.13
Petty Cash Transactions	s:		
Date	Purpose	Amount	
			•
			
		Var	
TOTAL PETTY CASI	TRANSACTIONS:		0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14702-MW, Doc 298, Eiled 04/03/14, Entered 04/03/14 20:30:30 Desc (TOTAL PAYMENTS)

Quarterly Period	Total				Quarterly Fees
Ending (Date)	Disbursements	Quarterly Fees	Date Paid	Amount Paid	Still Owing
30-Jun-2013	68,811.17	650.00	19-Jul-2013	\$ 325.00	325.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

- 11-	Date of Order		Gross
	Authorizing		Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	During the Month
n/a			
			,
		,	
		,	
	<u> </u>		

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a			
			_
1			

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month) Page 7 of 8

Case 8:13-bk-14702-MW Dec 299 Filed 04/26/14 Entered 04/26/14 20:39:39 Desc Mayra Park 129 of 241

4	TT. A. J.L	No	Yes
1,	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	X	
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes",	No	Yes
	explain below;	<u>X</u>	
3.	State what progress was made during the reporting period toward filing a plan of reorganization. In the early stages of reorganization.	-	
4.	Describe potential future developments which may have a significant impact on the case:		
5,	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If	No	Yes
	"Yes", please set forth the amounts and sources of the income below.	<u>X</u>	· · · · · · · · · · · · · · · · · · ·
			
I,	Marc J, Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.		

3/26/2014

Page 8 of 8

Principal for debtor-in-possession

Direct inquiries to: 888 895-5650

ACCOUNT STATEMENT

Page 1 of 3 STARTING DATE: July 01, 2013 ENDING DATE: July 31, 2013 Total days in statement period: 31 55-00001247

All East West Bank branches have HKD, NTD, and RMB currencies on

details.

thend readily available for customers to purchase. Save time and money by getting your foreign currency before your trip. Visit a local branch for

OZ 01 MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675

երեզիկՍգիլունարինգիցԱգիիՍլիվովՈւթյակութ

Standard	tandard Business Checking							
Account number Enclosures Low balance Average balance		55-00001247 2 \$-10.00 \$3,433.90	2 Total additions \$-10.00 Total subtractions		\$-10.00 11,510.00 1,745.87 \$9,754.13			
CREDITS Number		Transaction Description Credit Mamo REV I Deposit	MAINT FEE 06-30-13	» يوسوند آن المسارات	Additions - 10.00 11,500.00			
CHECKS Number 5002	Date 07-26	Amount 1,043.87	Number 5003	Date 07-29	Amount 692.00			
	ensaction Descr intenance Fee	iption	-		Subtractions 10:00			
DAILY BAL Date 06-30 07-22	ANCES Amount -10.00 11,500.00	Data 07-26 07-29	Amount 10,456,13 9,764.13	Date 07-31	Amount 9,754.13			



9300 Flair Drive Suite 106 El Monte CA 91731

MARC JOSEPH SPIZZIRRI

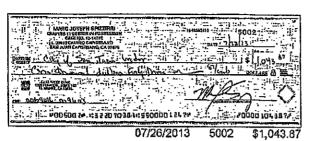
ACCOUNT STATEMENT

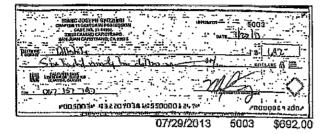
Page 2 of 3 STARTING DATE: July 01, 2013 ENDING DATE: July 31, 2013 56-00001247

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00







 Checking Account
 5500001247

 Statement Date
 07/31/2013

 Page
 3 of 3

P.O. Box 489, Lawndale, CA 90260-0489

Statement of Accounts

Page 1 of 4

This Statement: August 23, 2013 Last Statement: July 24, 2013

Account 3150179716

DIRECT INQUIRIES TO: Customer Service 1 (800) 400-6080

0003243

4236-06-0000-CBT-PG0021-00000

CANDACE C SPIZZIRRI POD MARC SPIZZIRRI 30721 HUNT CLUB DR SAN JUAN CAPISTRANO CA 92675-1915

> San Juan Capistrano 32221 Camino Capistrano San Juan Capistrano, CA 92675-3721 (949) 248-0100

SUMMARY OF ACCOUNT B Account Type Classic Checking			Account Number 3150179716		Ending l	Checking/Savings Ending Balance \$145.03		Outstanding Balances Owed	
ଡ଼ୢ୕୶ଽଽୄଵୣଌ	HECKING 3150	17797/16	200	4 57 80 - 20 Feb 2 - 2				607.	
Previous Baland 158.18	ce	Depo	sits/Credits 7,200.00		s/Debits ,600.69	Checks Proces 5,612		Ending Balanc 145.0	
3 DEPOSITS/C	REDITS		······			*******************	******************		
Date 07/29 08/14 08/20	5,000.00 2,000.00 200.00	DEPOSIT	on T 5353145846 T 5353092802 T 5353115983	.*	-				
7 CHARGES/D	EBITS		**************			****************		***************************************	
Date 07/29 07/29 08/02 08/05 08/15 08/15 08/21	Amount 134.95 261.00 250.47 347.98 252.95 239.56 113.78	TRANSF Credit Or JP Morga XFRD \$2 XFRD \$2	ER TO THE CI ER TO CRL 28 TO Bank Payme an Chase CHE 252,95 PER MK 239,56 PER MK	396 ID: 210164324 ent 5046 REF # 01 CK P 5040 REF # (R APPLIED TO C (R APPLIED TO C	4116 2305405315 2305405331 3213001374240 1 013217001977042 RL 2896ID: 22714: RL 3006ID: 22714: # 0132320091678	104438371 1103928194 1909 2307603571 2154 2307603577			
24 CHECKS PI			***************************************	••••••••	******************	***************************************	***************************************	***************************************	
	.Date	· · · · · · · · · · · · · · · · · · ·		Date		Number			
5034	07/30	288.08	5043 5044	08/05	82.67	5052	08/21	150.0	
5035 5036	07/30 08/07	285.64 55.00	5044 5045	08/06 08/06	44.35 275.00	5053 5054	08/16 08/19	256,3 186,0	
5037	07/29	35.00 144.09	5045 5047*	08/07	1,352.00	5054 5055	08/19 08/19	186.0 30.9	
	07,20	177.00	507/	Ouloi	1,002.00	3033	ן זטט	30,	

08/07

08/08

08/07

08/12

201.48

28.97

37.18

102.00

5056

5057

5059*

5060

08/19

08/20

08/21

08/23

5038

5039

5041*

5042

08/05

08/14

08/06

08/02

* Not in check sequence

800.00

305.00

13.81

112.00

5048

5049

5050

5051

687.97

30.00

90.00

53.98

An Easy Approach To Balancing Your Account

Page 2 of 4

To reconcile your checkbook balance to your statement balance: Mark off each entry in your check register that has been charged to your account during the statement period. List the checks you have written, but are not yet charged to your account in the "Checks Outstanding" column below. Then, follow the instructions in lines 1 through 10.

CHECKS	OUTSTANDING	CHECKBOOK BALANCE	
Check Number Check Amount		LIST your checkbook balance.	
		 ADD any deposits or other credits listed on the front of this statement which you have not recorded in your checkbook (such as payroll credits or other direct electronic deposits). 	
		3. SUBTOTAL:	
	<u></u>	SUBTRACT any charges listed on the front of this statement which you have not recorded (such as service charges, automatic transfers, electronic transactions, etc).	
		5. ADJUSTED CHECKBOOK BALANCE:	
		This balance should agree with line 10, belo	
		STATEMENT BALANCE	
		LIST your current statement balance as shown on the front of this statement.	
		7. ADD deposits made, but not shown on this statement.	
-		8. SUBTOTAL:	
		9. SUBTRACT total from "Checks Outstanding."	
TOTAL:		10. ADJUSTED STATEMENT BALANCE:	

This balance should agree with line 5, above.

PROMPTLY EXAMINE YOUR STATEMENT AND REPORT ANY PROBLEM

Transfer to Line 9

You must promptly examine your account statements and report any discoverable errors, unauthorized signatures, alterations, missing endorsements, or unauthorized transfers. Failure to do so may result in your loss of certain rights or remedles. For example, you must identify the discoverable alteration or forgery of a check within 30 days of us sending you, or making available to you, the statement reflecting that check, and you must also immediately report to us what you find. Businesses should check their account transactions daily, for which various online services are available. For additional information, please see your deposit account agreement and application service agreement(s) for details. See also the consumer disclosures below.

CONSUMER ACCOUNTS: IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS OR MONEY RESERVE TRANSACTIONS

If you think your statement is wrong, or if you need more information about a transfer on this statement or on a receipt, please telephone or write us. Please use the telephone number or address listed on the front of this statement to contact us as you can. We must hear trom you no later than 6B days after we sent or made available the FIRST statement on which the problem or error appeared. The provisions in this paragraph do not apply to business or other non-personal accounts. The owners of those accounts must settle all unauthorized transactions or errors within 24 hours of receipt of the item posting in order to be returned.

- 1. Tell us your name and account number.
- Describe the error or transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.
- 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and correct any error promptly. If we take more than 10 business days to do this, we will recredit your eccount for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

FOR MONEY RESERVE ACCOUNTS:

IN CASE OF ERRORS OR OUESTIONS ABOUT YOUR PERSONAL CREDIT LINE (This is a Summary of Your Billing Rights).

If you think your statement is wrong, or you need more information about a transaction on your statement, write us at the address on the front of this statement as soon as possible. We must hear from you no later than 60 days after we sent you the first statement on which the error or problem appeared.

You can telephone us but doing so will not preserve your rights. In your letter, give us the following information.

- 1. Your name and account number
- The dollar amount of the suspected error.
- Describe the error and explain, if you can, why you believe there is an error. If you need more information, describe the item you are unsure about.

You do not have to pay any amount in question while we are investigating, but you are still obligated to pay the parts of your bill that are not in question. The charge in question may remain on your statement, and we may continue to charge you interest on that amount. But, if we determine that we made a mistake, you will not have to pay the amount in question or any interest or other fees related to that amount. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount you question. You must notify us in writing. You can telephone us, but doing so will not preserve your rights. Contact us at California Bank & Trust, PO Box 25787. Salt Lake City, UT 84125-0787.

Balance Subject to Interest Rate: We use the method called "average daily balance", (including current trensactions) to calculate the daily balance. If you have any further questions about the method and how resulting interest charges are determined, please feel free to contact us at 1-300-400-6080.

We may report Information about your Money Reserve account to credit bureaus. Late payments, missed payments, or other defaults on your account may be reflected in your credit report.

Please notify us if we report any inaccurate information about your account(s) to a credit bureau. Your written notice describing the specific inaccuracy should be sent to us at the following address: California Bank & Trust, PO Box 25787, Sait Lake City, UT 84125-0787.

Thank you for banking with California Bank & Trust,

Become an Online Banking Customer for 24-hour account eccess.

Review account balances "Review posted transactions" Pay bills "Transfer funds Sign up today at www.calbanktrust.com or call 888-217-1265.

EXHIBIT "B"

Case 8:13-bk-14702-MW Dec 296 Filed 03/26/14 Entered 03/26/14 20:64:69 Desc Maiai Podemant Page 236 of 281



Page 3 of 4 August 23, 2013 CANDACE C SPIZZIRRI 3150179716

P.O. Box 489, Lawndale, CA 90260-0489

AGGREGATE OVERDRAFT AND RETURNED ITEM FEES

Total for This Period

Total Year-to-Date

\$0.00

\$0.00

Total Overdraft Fees Total Returned Item Fees

\$0.00

\$0.00

To learn more about our other products and services that may lower the cost of managing account overdrafts or to discuss removing overdraft coverage from your account, please contact Customer Service or visit your local branch.

n	A 90	v	8 A		NCE	= e
L	40	_ T	ВΔ	1.4	INC.	

Date		Date	ВаІапсе	Date	Balance
07/29	4,618.14	08 /07	472,48	08/16	1,287.66
07/30	4,044.42	08/08	443.51	08/19	382.79
08/02	3,681.95	08/12	341.51	08/20	552.79
08/05	2,451.30	08/14	2,036.51	08/21	199.01
08/06	2,118.14	08/15	1,544.00	08/23	145.03

୍ନ Case 8:13-bk-14702-MW Dec 296 Filed 04/26/14 Entered 04/26/14 20:64:65 Desc Maiai Podemant Pagg 4 26 of 241

California Bank & Trust

Page 4 of 4

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Case 8:13-bk-14702-MW Dec 286 Filed 04/26/14 Entered 04/26/14 20:54:69 Desc Main Produment Prod 19 of 141

In re: Marc Joseph Spizzirri Debtor(s). CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: (AMENDED) OPERATING REPORT NO. 2 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On March 26, 2014, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Notice List to receiv	e NEF transmission at the email addres	ses stated below:			
this bankruptcy cas mail, first class, pos	e or adversary proceeding by placing a	Service information continued on attached page served the following persons and/or entities at the last known addresses in true and correct copy thereof in a sealed envelope in the United States. Listing the judge here constitutes a declaration that mailing to the judge t is filed.			
		Service information continued on attached page			
3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.					
		Service information continued on attached page			
I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.					
3/26/2014 Date	Nancy Lockwood Printed Name	/s/ Nancy Lockwood Signature			

Case 8:13-bk-14702-MW Dec 298 Filed 04/26/14 Entered 04/26/14 20:64:89 Desc Mainippowert Page 430 of 241

In re:
Marc Joseph Spizzirri
Debtor(s).

CHAPTER 11

CASE NUMBER 8:13-bk-14702 MW

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Diang cdiang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS_filing@buchalter.com;rreeder@buchalter.com
- James Andrew Hinds jhinds@jhindslaw.com, zbilowit@jhindslaw.com
- Stephen E Hyam shyam@clarktrev.com
- · John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@Intlaw.com, jokeefe@Intlaw.com;nlockwood@Intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com, pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Paul R Shankman pshankman@jhindslaw.com
- Leonard M Shulman Ishulman@shblip.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com
- Barouir B Yeretzian byeretzian@jhindslaw.com, yeretzian@gmail.com

Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 20:50:26 Desc

OFFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In Re:	CHAPTER 11 (NON-BUS	INESS)	. ,
MARC JOSEPH SPIZZIRRI		-	
	Case Number:		-14702 MW
	Operating Report Number:	3 (.	Amended)
Debtor(s).	For the Month Ending:		31-Aug-13
L CAGU DECEMTS AND	NIGDI ID GENTENITG		
I. CASH RECEIPTS AND A. (GENERAL ACCOUNT* A			
A. (GENERAL ACCOUNT A	IND SPOUSE ACCOUNT)		
1. TOTAL RECEIPTS PER ALL PRIOR GENERAL ACC	COUNT REPORTS	\$	89,610.00
2. LESS: TOTAL DISBURSEMENTS PER ALL PRIOR	GENERAL	\$	79,687.69
ACCOUNT REPORTS		\$	-
3. BEGINNING BALANCE:		\$	9,932.31
4. RECEIPTS DURING CURRENT PERIOD:		\$	19,793.74
Tabella 13 Berta 10 Gertater (11 Eraes)			103,000.1
5. BALANCE:		\$	29,726.05
6. LESS: TOTAL DISBURSEMENTS DURING CURRE	ENT PERIOD	\$	19,351.95
7. ENDING BALANCE:		\$	10,374.10
8. General Account Number(s):	55-00001247		
Spouse Account Number:	3150179716		

Depository Name & Location:

EastWest Bank

9300 Flair Drive, Suite 106

El Monte, CA 91731

California Bank & Trust

Lawndale, CA 90260

PO Box 489

^{*} All receipts must be deposited into the general account.
** Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 1:13-bk-14702-MW, Dec 296 Filed 04/03/14 Entered 04/03/14 10:30:21 Desc

mm/dd/yyyy 7/19/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 8/4/2013 8/4/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5004 5005 5006 5008 5009 5010 5011	Payee United States Trustee The Gas Company CR&R Incorporated Culligan Cox Liberty Mutual Group Direct TV	Purpose Trustee Quarterly Payment Utilities Waste Disposal Water Dispenser Cable Insurance	Amount 325.00 169.16 69.60 112.70 340.21
7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/28/2013 8/4/2013 8/4/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5004 5005 5006 5008 5009 5010 5011	The Gas Company CR&R Incorporated Culligan Cox Liberty Mutual Group	Utilities Waste Disposal Water Dispenser Cable	169.16 69.60 112.70
7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 8/4/2013 8/4/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5005 5006 5008 5009 5010 5011	CR&R Incorporated Culligan Cox Liberty Mutual Group	Waste Disposal Water Dispenser Cable	69.60 112.70
7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/28/2013 8/4/2013 8/4/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5006 5008 5009 5010 5011	Culligan Cox Liberty Mutual Group	Water Dispenser Cable	112.70
7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/28/2013 8/4/2013 8/4/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5008 5009 5010 5011	Cox Liberty Mutual Group	Cable	
7/30/2013 7/30/2013 7/30/2013 7/30/2013 7/28/2013 8/4/2013 8/15/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5009 5010 5011	Liberty Mutual Group	<u> </u>	340.21
7/30/2013 7/30/2013 7/30/2013 7/28/2013 8/4/2013 8/15/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5010 5011		Insurance	<u> </u>
7/30/2013 7/30/2013 7/28/2013 8/4/2013 8/15/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5011	Direct TV	1	281.58
7/30/2013 7/28/2013 8/4/2013 8/15/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013			Cable	249.66
7/28/2013 8/4/2013 8/15/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5013	The Gas Company	Utilities	429.77
8/4/2013 8/15/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013		Sparklets	Water Dispenser	308.43
8/15/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5014	San Diego Gas & Electric	Utilities	1,416.33
8/20/2013 8/20/2013 8/20/2013 8/20/2013 8/20/2013	5015	First Republic Bank	Mortgage	1,086.46
8/20/2013 8/20/2013 8/20/2013 8/20/2013	5016	California Bank & Trust	Mortgage	3,506.85
8/20/2013 8/20/2013 8/20/2013	5017	Cox on Demand	Cable	676.00
8/20/2013 8/20/2013	5018	Cox	Cable	347.36
8/20/2013		San Diego Gas & Electric	Utilities	797.41
	5020	Princeville Utlities Compan	Utilities	11.82
8/210/2013	5021	Allstate	Insurance	692.00
	5022	Kauai Island Utility Coop.	Utilities	1,318.46

TOTAL 18 PERIOD: EXHIBIT "B"

000126

Plus deposits in tr	ansit (a):	Deposit Date	Depos	it Amount	
	- - -				
TOTAL DEPOSI	TS IN TRANSIT				
Less Outstanding	Checks (a):				
	Check Number	Check Date	Checl	k Amount	
	5002	9/2/2013	\$	1,043.87	
	5003	9/2/2013	\$	692.00	
	5007	.	Void	,	
	5012		Void		
	5023	0/2/2012	Void	2 506 95	
	5024 5025	9/2/2013 9/2/2013	<u>\$</u>	3,506.85	
	5026	9/2/2013	\$	503.56	
	5027	9/2/2013	\$	563.14	
	5027	9/2/2013	\$	69.68	
	5029	9/2/2013	\$	53.85	
	5030	9/2/2013	\$	1,086.46	
					
					
					
TOTAL OUTSTA	ANDING CHECKS:				7,564.40
					/ / //
Bank statement A Explanation of A					
Explanation of A	ијизиноню-				· · · · · · · · · · · · · · · · · · ·
	 				
ADJUSTED BAT	NK BALANCE:				\$2,644.70

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Case 8:13-bk-14702-MW Dec 296 Filed 03/26/14 Entered 03/26/14 20:80:26 Desc Main in 1995 Dec 296 Filed 03/26/14 Entered 03/26/14 20:80:26 Desc

	Trust	

Check No.	Date	Am	ount	Payee	Purpose
Auto	7/29/2013	\$	134.95		
Auto	7/29/2013	\$	261.00		
Auto (5046)	8/2/2013	\$	250.47	Credit One Bank	Goods
Auto (5040)	8/5/2013	\$	347.98	JP Morgan Chase	Goods
Auto	8/15/2013	\$	252.95		·
Auto	8/15/2013	\$	239.56		
Auto (5058)	8/21/2013	\$	113.78	Citicard	
5034	7/30/2013	\$	288.08	Costco	Food and goods
5035	7/30/2013	\$	285.64	Ralphs	Food and goods
5036	8/7/2013	\$	55.00	Bella Nails	Nail services
5037	7/29/2013	\$	144.09	California Bank & Trust	Goods
5038	8/5/2013	\$	800.00	Hunt Club Community Assoc.	Residence HOA
5039	8/14/2013	\$	305.00	Ardvark 21, Inc.	Hawaii HOA
5041	8/6/2013	\$	13.81	Hawaii Gas	Hawaii utilities
5042	8/2/2013	\$	112.00	Sklyne Pest	Services
5043	8/5/2013	\$	82.67	Anini Vista Estates	Manintenance
5044	8/6/2013	\$	44.35	Coast Radiology Imaging	Medical
5045	8/6/2013	\$	275.00	Camillo's Landscape Services	Maintenance
5047	8/7/2013	\$	1,352.00	Labor on Demand	Services
5048	8/7/2013	\$	201.48	Ralphs	Food and goods
5049	8/8/2013	\$	28.97	Vons	Food and goods
5050	8/7/2013	\$	37.18	Marbella Market	Food and goods
5051	8/12/2013	\$	102.00	Vons	Food and goods
5052	8/21/2013	\$	150.00	Vanessa Ladner	Maintenance - HI property
5053	8/16/2013	\$	256.34	Costco	Food and goods
5054	8/19/2013	\$	186.00	Kat Jackson	Hair services
5055	8/19/2013	\$	30.90	Vons	Food and goods
5056			687.97	Mission Hospital	Medical
5057			30.00	Bella Nails	Nail services
5059			90.00	Scottrade	Financial services
5060			53.98	Marshals	Goods
Total		\$	7 ,213.1 5		
Deposits	Date	An	nount		
1 / T <u></u>	7/29/2013	.	5,000.00		
	8/14/2013	5 c 5 c c 6 c c 6 c 6 c 6 c 6 c 6 c 6 c	2,000.00		
	8/20/2013		200.00		
Total	. ,	\$	7,200.00		

Case 8:13-bk-14702-MW Dec 298 Eiled 04/03/14 Entered 04/03/14 20:30:26 Dese AND OTHER PARTIES TO EXECUTORY CONTRACTS

			Post-Petition	
	Frequency of		payments not made	T . 1 D
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount of Payment	(Number)	Total Due
Bancentre Corp (Hawaii				
Property)	Monthly	\$ 26,500.00	3	\$ 79,500.00
California Bank & Trust (San				
Juan Property)	Monthly	\$ 3,287.00	0	\$ -
First Republic Bancr (Hawaii				
Property)	Monthly	\$ 10,417.00	3	\$ 31,251.00
First Republic Bancr (San Juan				
Property)	Monthly	\$ 1,087.00	0	\$ -
Mach -1 Autogroup (judgment				
lien - under appeal)	n/a	n/a	n/a	n/a
	<u> </u>			
				·
			·	
			TOTAL DUE:	\$ 110,751.00

V. INSURANCE COVERAGE

Name of Carrier		Amount of Coverage	Policy Expiration	Through
Name of Carrier		Coverage	ъ.	
		00.01080	Date	(Date)
Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
			_	
		ĭ		000400
_	iberty Mutual	iberty Mutual \$	Page 4 of 8	siberty Mutual \$ 3,473,400.00 11/18/2013

Case 8:13-bk=14702-MW. Das 298. Filed 03/23/14. Entered 03/23/14 20:30:28. Desc 1.D S with a position with the part of 241.

ENDING RAI	LANCES FOR	THE PERIOD

(Provide a copy of of montly account statements for each of the below)

	General Account: Payroll Account: Tax Account:	10,209.07	
*Other Accounts:	Tua Procuiti.		
*Other Monies:	**Petty Cash (from below):	0.00	
TOTAL CASH AVAIL	ABLE:		10,209.07
Petty Cash Transactions		A	
Date	Purpose	Amount	
		<u> </u>	
	·····		
TOTAL PETTY CASH	TRANSACTIONS;		0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14762-MW Doc 298 Eiled 04/03/14 Entered 04/06/14 20:30:26 Dese VI. UNITEM WILLIAM TO BE CONTINUED TO BE SECOND TO BE SECON

Quarterly Period	Total	0 (1.5	D + D '1	A 170 11	Quarterly Fees
Ending (Date)	Disbursements	Quarterly Fees	Date Paid	Amount Paid	Still Owing
30-Jun-2013	68,811.17	650.00	19-Jul-2013	\$ 325.00	325.00
					0.00
					0.00
					0.00
	-				0.00
					0.00
			- ···		0.00
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					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Name of Insider	Date of Order Authorizing Compensation	*Authorized Gross Compensation	Gross Compensation Paid During the Month
n/a			, , , , , , , , , , , , , , , , , , , ,
			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
		1,	
			.,
	· · · · · · · · · · · · · · · · · · ·		
		,	

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a			
		,	<u> </u>
· · · · · · · · · · · · · · · · · · ·			
			<u> </u>

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month)
Page 7 of 8

EXHIBIT

Case 8:13-bk-14702-MW Dec 296 Filed 04/26/14 Entered 04/26/14 20:30:26 Desc Main in October 15/10/14 Page 139 of 241

		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	No X	Yes
3.	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are due to be filed 11/30/2013.	-	
4.	Describe potential future developments which may have a significant impact on the case:		
5,	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If	No	Yes
	"Yes", please set forth the amounts and sources of the income below.	X	· ———
I,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.	-	

3 26 2014 Date

Page 8 of 8 .

Priocipal for debtor-in-possession

P.O. Box 489, Lawndale, CA 90260-0489

SUMMARY OF ACCOUNT BALANCE

113.78

Statement of Accounts

Page 1 of 4

This Statement: August 23, 2013 Last Statement: July 24, 2013

Account 3150179716

DIRECT INQUIRIES TO: Customer Service 1 (800) 400-6080

0003243

4236-06-0000-CBT-PG0021-00000

CANDACE C SPIZZIRRI
POD MARC SPIZZIRRI
30721 HUNT CLUB DR
SAN JUAN CAPISTRANO CA 92675-1915

San Juan Capistrano 32221 Camino Capistrano San Juan Capistrano, CA 92675-3721 (949) 248-0100

Account Ty Classic Chec	•	Account Num 3150179716		hecking/Savings Ending Balance \$145.03	Outstanding Balances Owed
CLASSIC	AGHERKING 8/150	17/9741 63 22			(607.170)
Previous Ba 158.18	lance	Deposits/Credits 7,200.00	Charges/Debits 1,600.69	Checks Processed 5,612.46	
3 DEPOSITS	6/CREDITS				
Date	Amount	Description	• •	-	
07/29 08/14	5,000.00 2,000.00	DEPOSIT 5353145846 DEPOSIT 5353092802			
08/20	200,000	DEPOSIT 5353115983	•		
7 CHARGES	S/DEBITS		.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	******************************	
Date	Amount	Description			
07/29	134.95	TRANSFER TO THE CRL 30	006 ID: 210164116 230	05405315	
07/29	261.00	TRANSFER TO CRL 2896 ID			
08/02	250.47	Credit One Bank Payment 50			
08/05	347.98	JP Morgan Chase CHECK P			
08/15	252.95	XFRD \$252.95 PER MKR AF			
08/15	239.56	XFRD \$239.56 PER MKR AF	PLIED TO CRL 30061	D: 227142154 2307603577	

Number	Date	Amount	Number	Date	Amount	Number	Date	Amount
5034	07/30	288.08	5043	08/05	82.67	5052	08/21	150.00
5035	07/30	285.64	5044	08/06	44.35	5053	08/16	256.34
5036	08/07	55.00	5045	08/06	275.00	5054	08/19	186.00
5037	07/29	144.09	5047*	08/07	1,352.00	5055	08/19	30.90
5038	08/05	800.00	5048	08/07	201.48	5056	08/19	6 87.97
5039	08/14	305.00	5049	08/08	28.97	5057	08/20	30.00
5041*	08/06	13.81	5050	08/07	37.18	5059*	08/21	90.00
5042	08/02	112.00	5051	08/12	102.00	5060	08/23	53.98

CITICARD PAYMENT CHECK 5058 REF # 013232009167881 1103413803

08/21

An Easy Approach To Balancing Your Account

Page 2 of 4

To reconcile your checkbook balance to your statement balance: Mark off each entry in your check register that has been charged to your account during the statement period. List the checks you have written, but are not yet charged to your account in the "Checks Outstanding" column below. Then, follow the instructions in lines 1 through 10.

CHECKS	OUTSTANDING		CHECKBOOK BALANCE	j
Check Number	Check Amount		LIST your checkbook balance.	
	· ·		ADD any deposits or other credits listed on the front of this statement which you have not recorded in your checkbook (such as payroll credits or other direct electronic deposits).	
ļ			3. SUBTOTAL:	
			SUBTRACT any charges listed on the front of this statement which you have not recorded (such as service charges, automatic transfers, electronic transactions, etc).	
		-	5. ADJUSTED CHECKBOOK BALANCE:	
		`	This balance should agree with	line 10, below.
		-	STATEMENT BALANCE	
		_	LIST your current statement balance as shown on the front of this statement.	
			7. ADD deposits made, but not shown on this statement.	
		-	8. SUBTOTAL;	
		-	SUBTRACT total from "Checks Outstanding."	
TOTAL:			10. ADJUSTED STATEMENT BALANCE:	-

This balance should agree with line 5, above.

PROMPTLY EXAMINE YOUR STATEMENT AND REPORT ANY PROBLEM

Transfer to Line 9.

You must promptly examine your account statements and report any discoverable errors, unauthorized signatures, alterations, missing endorsements, or unauthorized transfers. Failure to do so may result in your loss of certain rights or remedies. For example, you must identify the discoverable alteration or forgery of a check within 30 days of us sending you, or making available to you, the statement reflecting that check, and you must also immediately report to us what you find. Businesses should check their account transactions daily, for which various online services are available. For additional information, please see your deposit account agreement and application service agreement(s) for details. See also the consumer disclosures below.

CONSUMER ACCOUNTS: IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS OR MONEY RESERVE TRANSACTIONS

If you think your statement is wrong, or if you need more information about a transfer on this statement or on a receipt, please telephone or write us. Please use the telephone number or address listed on the front of this statement to contact us as you can. We must hear from you no later than 60 days after we sent or made available the FIRST statement on which the problem or error appeared. The provisions in this paragraph do not apply to business or other non-personal accounts. The owners of those accounts must settle all unauthorized transactions or errors within 24 hours of receipt of the item posting in order to be returned.

- Tell us your name and account number.
- Describe the error or transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.
- 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and correct any error promptly. If we take more than 10 business days to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

FOR MONEY RESERVE ACCOUNTS:

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR PERSONAL CREDIT LINE (This is a Summary of Your Billing Rights).

it you think your statement is wrong, or you need more information about a transaction on your statement, write us at the address on the front of this statement as soon as possible. We must hear from you no later than 60 days after we sent you the first statement on which the error or problem appeared.

You can telephone us but doing so will not preserve your rights. In your letter, give us the following information.

- 1. Your name and account number
- 2. The dollar amount of the suspected error.
- Describe the error and explain, if you can, why you believe there is an error. If you need
 more information, describe the item you are unsure about.

You do not have to pay any amount in question while we are investigating, but you are still obligated to pay the parts of your bill that are not in question. The charge in question may remain on your statement, and we may continue to charge you interest on that amount. But, if we determine that we made a mistake, you will not have to pay the amount in question or any interest or other fees related to that amount. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount you question. You must notify us in writing. You can telephone us, but doing so will not preserve your rights. Contact us at California Bank & Trust, PO Box 25787, Salt Lake City, UT 34125-0787.

Balance Subject to Interest Rate: We use the method called "average daily balance", (including current transactions) to calculate the daily balance. If you have any further questions about the method and how resulting interest charges are determined, please feel free to contact us at 1-800-490-6080.

We may report information about your Money Reserve account to credit bureaus. Late payments, missed payments, or other defaults on your account may be reflected in your credit report.

Please notify us if we report any inaccurate information about your account(s) to a credit bureau. Your written notice describing the specific inaccuracy should be sent to us at the following address: California Bank & Trust, PO Box 25787, Sait Lake City, UT 84125-0787.

Thank you for banking with California Bank & Trust,

Become an Online Banking Customer for 24-hour account access.

Review account balances Review posted transactions Pay bills Transfer funds Sign up today at www.catbanktrust.com or call 888-217-1285.

EXHIBIT "B"

Case 8:13-bk-14702-MW Dec 296 Filed 03/26/14 Entered 03/26/14 20:80:26 Desc Maiai Podemain Podemain Podemaid 12 of 281



Page 3 of 4 August 23, 2013 CANDACE C SPIZZIRRI 3150179716

P.O. Box 489, Lawndale, CA 90260-0489

AGGREGATE OVERDRAFT AND RETURNED ITEM FEES

.....

Total Overdraft Fees \$0.00 Total Year-to-Date

Total Overdraft Fees \$0.00

 Total Overdraft Fees
 \$0.00
 \$0.00

 Total Returned Item Fees
 \$0.00
 \$0.00

To learn more about our other products and services that may lower the cost of managing account overdrafts or to discuss removing overdraft coverage from your account, please contact Customer Service or visit your local branch.

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· Date	Balance	Date	Balance	Date	Balance
07/29	4,618.14	08/07	472.48	08/16	1,287.66
07/30	4,044.42	08/08	443.51	08/19	382.79
08/02	3,681.95	08/12	341.51	08/20	552,79
08/05	2,451.30	08/14	2,036.51	08/21	199.01
08/06	2,118.14	08/15	1,544.00	08/23	145.03

MEMBER FDIC

Case 8:13-bk-14702-MW Dec 296 Filed 03/23/14 Entered 03/23/14 20:30:26 Desc Main Podempetat Prage 43 of 241

California Bank & Trust

Page 4 of 4

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EXHIBIT "B"

Direct inquiries to: 888 895-5650

9300 Flair Drive Suite 106 El Monte CA 91731

ACCOUNT STATEMENT

Page 1 of 4 STARTING DATE: August 01, 2013 ENDING DATE: August 31, 2013 Total days in statement period: 31 55-00001247 (18)

09w40

OZ 01 MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675 Have your paycheck deposited safely and quickly with Direct Daposit. It saves you a trip to the bank and your money will be deposited to your account electronically. Simply provide our routing number 322070381 and your account number to the payroll department of your company.

րմ[[ԽմՈրհան [Մել (ՄԱՄԱ)]]ի գունաբան հուման [ՄԱ արալ (ՄԱ]] [[ի (Մ

Standard Business Checking

Amount

9,754.13

7,149.00

6,558.99

Account number 55-0001247 Enclosures 18 Low balance \$4,965.23 Average balance \$10,113.37	Beginning balance Total additions Total subtractions Ending balance	(1) (18)	\$9,754.13 12,593.74 12,138.80 \$10,209.07
--	--	---------------	---

Number	Date 08-16	Transaction Description Deposit TLR 6	BD2 BR 906B		Additions 12,593.74
CHECKS			<u></u>		
Number	Date	Amount	Number	Date	Amount
5001	08-07	325.00	5015	08-07	1,086.46
5004 *	08-05	169.16	5016	08-22	3,506.85
6005	08-07	69.60	5017	08-27	676.00
6006	08-07	112.70	5018	08-23	347.36
5008 *	08-05	340.21	5019	08-23	797.41
5009	08-06	281.58	5020	08-26	11.82
5010	08-05	249.66	5021	08-26	692.00
5011	08-05	429,77	5022	08-23	1,318,46
5013 *	08-06	308.43	* Skip in che	eck sequence	.,
5014	08-05	1,416,33			

Amount

4,965.23

17,558.97

14,052.12

Date

08-23

08-26

08-27

Date

08-07

08-16

08-22

N. 1973 8491-28145 Kr. 1981

rev 05-10

Date

07-31

08-05

08-06

Amount

11,588.89

10,885.07

10,209.07



MARC JOSEPH SPIZZIRRI

ACCOUNT STATEMENT

Page 2 of 4 STARTING DATE: August 01, 2013 ENDING DATE: August 31, 2013

55-00001247

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$O.00	\$0.00
Total Returned Item Fees	\$0.00	00.0¢

Case 8:13-bk-14702-MW Dec 296 Filed 03/26/14 Entered 03/26/14 20:30:26 Desc Moriain Podemore nt Page 47 of 241

Debtor(s).	In re: Marc Joseph Spizzirri	Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW
------------	------------------------------	------------	---

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: (AMENDED) OPERATING REPORT NO. 3 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1, TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On March 26, 2014, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below: Service information continued on attached page 2. SERVED BY UNITED STATES MAIL: On I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed. Service information continued on attached page 3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on____ I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed. Service information continued on attached page I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

Nancy Lockwood

Printed Name

3/26/2014

Date

/s/ Nancy Lockwood

Sianature

Case 8:13-bk-14702-MW Dec 298 Filed 04/26/14 Entered 04/26/14 20:60:26 Desc Mainipocompetat Page 48 of 241

In re:
Marc Joseph Spizzirri

Debtor(s).

CHAPTER 11

CASE NUMBER 8:13-bk-14702 MW

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS_filing@buchalter.com, rreeder@buchalter.com
- James Andrew Hinds jhinds@jhindslaw.com, zbilowit@jhindslaw.com
- Stephen E Hyam shyam@clarktrev.com
- John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@Intlaw.com, jokeefe@Intlaw.com;nlockwood@Intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com,
 pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Paul R Shankman pshankman@jhindslaw.com
- Leonard M Shulman Ishulman@shbllp.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa,ecf@usdoj.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com
- Barouir B Yeretzian byeretzian@jhindslaw.com, yeretzian@gmail.com

Case 8:13-bk-14702-MW-D Entered_03/26/14 20:39:29

CENTRAL DISTRICT OF CALIFORNIA

In Re:		CHAPTER 11 (NON-BUSI	NESS)
MARC JOSEPH SPIZZIRRI	1		
		Case Number:	8:13-bk-14702 MW
		Operating Report Number:	4 (Amended)
	Debtor(s).	For the Month Ending:	30-Sep-13

I. CASH RECEIPTS AND DISBURSEMENTS A. (GENERAL ACCOUNT* AND SPOUSE ACCOUNT)

1. TOTAL RECEIPTS PER ALL PRIOR GENERAL AC	COUNT REPORTS	\$	109,403.74
2. LESS: TOTAL DISBURSEMENTS PER ALL PRIOR ACCOUNT REPORTS	GENERAL	\$	99,039.64
3. BEGINNING BALANCE:	\$	10,374.10	
4. RECEIPTS DURING CURRENT PERIOD:	\$	4,300.00	
5. BALANCE:	\$	14,674.10	
6. LESS: TOTAL DISBURSEMENTS DURING CURRE	ENT PERIOD	\$	13,521.38
7. ENDING BALANCE:		\$	1,152.72
8. General Account Number(s):	55-00001247 3150179716		
Depository Name & Location:	EastWest Bank	Californ	ia Bank & Trust
	9300 Flair Drive, Suite 106	PO Box	489
	El Monte, CA 91731	Lawndal	e, CA 90260

All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 8:13-bk-14702-MW Dee 298 Filed 04/28/14 Entered 04/28/14 10:39:29 Dese TOTAL DISBURSEMEN MANIS POR CHARALPAGE 05/05/07/2018 POR CURRENT PERIOD

Date	Check	· · · · · · · · · · · · · · · · · · ·		
mm/dd/yyyy	Number	Payee	Purpose	Amount
8/14/2013	5024	California Bank & Trust	Mortgage	3,506.85
8/28/2013		Direct TV	Cable	44.99
8/30/2013	5026	City of San Juan Capitstran.	Utilities - Water	503.56
8/30/2013		Liberty Mutual Group	Insurance	563.14
8/30/2013		Sparklets	Water Dispenser	69.68
8/30/3013		Culligan	Water Dispenser	53.85
9/5/2013		First Republic Bank	Mortgage	1,086.46
9/23/2013		Allstate	Insurance	692.00
9/23/2013	5033	Kauai Island Utility Corp.	Utilities	1,392.15
9/23/2013		San Diego Gas & Electric	Utilities	914.29
9/23/2013	5035		Cable	327.57
9/23/2013	5036	Princeville Utlities Compan	Utilities	7.63
9/30/2013		EastWestern Bank	Maintenance Fee	10.00
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<u> </u>	:			·
	<u>.</u>	TO	TAL DISBURSEMENTS THIS PERIOD:	9,172.17

Page 2 of 8 "B"

Case 8:13-bk-14702-MW

Dog 298 Filed 04/08/14 Entered 04/08/14 20:39:49 Dese Main 140:30:49 Dese Main 140:30:30:49 Dese BANK RECONCILIATION

Bank statement Date:	9/30/2013	Balance on Statement:	\$1,036.90
Plus deposits in transit (a):	<u>Deposit Date</u> 10/7/2013	Deposit Amount \$ 833.50	
TOTAL DEPOSITS IN TRANSIT			833.50
Less Outstanding Checks (a):	Check Date 10/3/2013 10/4/2013 10/4/2013	Check Amount Void \$ 1,086.46 \$ 307.30 \$ 53.85	
TOTAL OUTSTANDING CHECKS: Bank statement Adjustments: Explanation of Adjustments-			1,447.61
ADJUSTED BANK BALANCE;			\$422.79

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Case 8:13=bk=14702=MW Dec 298 Filed 04/26/14 Entered 04/26/14 20:39:49 Dese Maina Prosecution According Bank Trust

Check No.	Date	Am	ount	Payee	Purpose
Auto	9/1/2013	\$	234.15		
Auto (5073)	9/3/2013	\$	100.00	Credit One	Goods
Auto (5072)	9/3/2013	\$	327.55	Ford Motor Credit	Vehicle
Auto (5075)	9/3/2013	\$	347.98	JP Morgan Chase	Goods
Auto	9/18/2013	\$	226.92		
Auto (5086)	9/20/2013	\$	100.00	Credit One	Goods
Auto (5084)	9/23/2013	\$	157.08	Citibank	Goods
5061	8/23/2013	\$	59.23	Ralphs	Food and goods
5062	8/29/2013	\$	36.70	Costco	Food and goods
5063	9/6/2013	\$	19.95	Postmaster	Mailing
5064	9/3/2013	\$	55.00	Plaza Cleaners	Laundry
5065	9/4/2013	\$	60.00	Bella Nails	Nail services
5066	9/5/2013	\$	246.09	Costco	Food and goods
5067	9/5/2013	\$	213.36	Ralphs	Food and goods
5068	9/5/2013	\$	50.74	Ralphs	Food and goods
5069	9/5/2013	\$	86.39	TJ Max	Goods
5070	9/6/2013	\$	14.03	ТЈ Мах	Goods
5071	9/10/2013	\$	34.53	TJ Max	Goods
5074	9/4/2013	\$	3.92	Quest	Utilities
5076	9/4/2013	\$	5.74	Quest	Utilities
5077	9/4/2013	\$	410.00	Hunt Club Community Assoc.	Residence HOA
5078	9/9/2013	\$	105.00	Fred Frankenrath	Hair services
5080	9/17/2013	\$	101.52	DMV	Vehicle
5081	9/17/2013	\$	41.07	Ralphs	Food and goods
5082	9/23/2013	\$	164.11	Vons	Food and goods
5083	9/23/2013	\$	700.00	Mission Hospital	Medical
5085	9/23/2013	\$	15.33	Mission Urgent Care	Medical
5087	9/24/2013		71.82	Nordstrom	Goods
5088			76.44	Marbella Market	Food and goods
5089	<u> </u>		20.00	Marbella Market	Food and goods
5090	9/24/2013		120.00	Kate Jackson	Hair services
5091	9/24/2013		44.72	Ralphs	Food and goods
5092	9/25/2013	\$	99.84	Trader Joes	Food and goods
Total		\$	4,349.21		
Deposits	Date	Δm	ount		
	8/29/2013		2,000.00		
	9/6/2013		300.00		
	9/16/2013		2,000.00		
Total	5/ 20/2013	\$	4,300.00		·
	1	<u> </u>	.,5556.00	<u> </u>	

Case 8:13-bk-14702-MW Dog 298 Filed 04/26/14 Entered 04/26/14 20:30:49 Dese II. STATUS OF PAYMONING OF PAYMONING TO EXECUTORY CONTRACTS

			Post-Petition	
	Frequency of		payments not made	m . 1 D
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount of Payment	(Number)	Total Due
Bancentre Corp (Hawaii				
Property)	Monthly	\$ 26,500.00	4	\$ 106,000.00
California Bank & Trust (San				
Juan Property)	Monthly	\$ 3,287.00	0	\$
First Republic Bancr (Hawaii				
Property)	Monthly	\$ 10,417.00	4	\$ 41,668.00
First Republic Bancr (San Juan				
Property)	Monthly	\$ 1,087.00	0	\$ -
Mach -1 Autogroup (judgment				
lien - under appeal)	n/a	n/a	n/a	n/a
		:		·
				'
			'	
			-	
			TOTAL DUE:	\$ 147,668.00

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty			-		
Vehicle					
Others:			·		
		VЦ	ge 4 of 8		000147

Case 8:13-bk-14702-MW Dec 298 Filed 04/26/14 Entered 04/26/14 20:39:49 Desc I.D SWAMAN COMMEND PROPERTY FOR 291

ENDING	BAL	ANCES	FOR	THE	PERIO	D٠
DIIDIIO	$D \cap D$	THULLO	$\mathbf{r}\mathbf{v}\mathbf{n}$	11117	LEMO	L,

(Provide a copy of of montly account statements for each of the below)

	General Account: Payroll Account: Tax Account:	10,209.07	
*Other Accounts:	Tax Account,		
*Other Monies:	**Petty Cash (from below):	0.00	
TOTAL CASH AVAILAI	BLE:		10,209.07
Petty Cash Transactions:	_		
Date	Purpose	Amount	
TOTAL DETTY CACILT	DANGA CTIONS.		0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14702-MW Dec 298 Filed 04/03/14 Entered 04/03/14 20:39:49 Dese VI. UNITEMANIANO SOURMENT PRASSIBLE OF PERSONAL PROPERTY (TOTAL PAYMENTS)

Quarterly Period Ending (Date)	Total Disbursements	Quarterly Fees	Date Paid	Amount Paid	Quarterly Fees Still Owing
30-Jun-2013		325.00	19-Jul-2013		0.00
30-Sep-2013	23,066.84	325.00	19 841 2013	523,00	325.00
					0.00
				-	0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
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					0.00
					0.00
					0.00
					0.00
			,		0.00
		,			0.00
				,	0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Case 8:13-bk-14702-MW Doc 208 Eiled 04/03/14 Entered 04/03/14 20:37:49 Dese VI. UNITEMANTADOCCUMENT Products of 291FEES (TOTAL PAYMENTS)

Quarterly Period Ending (Date)	Total Disbursements	Quarterly Fees	Date Paid	Amount Paid	Quarterly Fees Still Owing
30-Jun-2013		650.00	19-Jul-2013		325.00
30-Sep-2013	43,749.85	650.00	17 341 2013	\$ -	925.00
30 8 0 p 2013	13,713.03	00,000		<u> </u>	0.00
					0.00
<u> </u>					0.00
		± .=			0.00
					0.00
	-				0.00
		<u> </u>			0.00
					0.00
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					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Name of Insider	Date of Order Authorizing Compensation	*Authorized Gross Compensation	Gross Compensation Paid During the Month
	Compensation	Authorized Gross Compensation	During the ratellar
n/a			· · · · · · · · · · · · · · · · · · ·
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	-		

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a			
			<u> </u>
·			

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month)
Page 7 of 8

EXHIBIT
"B

Case 8:13-bk-14702-MW Dec 298 Filed 04/26/14 Entered 04/26/14 20:39:29 Desc Main Document Page 158 of 251

		Nọ	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	<u></u>
2,	Has the debtor-in-possession during this reporting period provided compensation or remuneration	- No	Yes
<u></u>	to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	X	
3.	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are due to be filed 11/30/2013.		
4.	Describe potential future developments which may have a significant impact on the case:		
5,	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period,		
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If	No	Yes
	"Yes", please set forth the amounts and sources of the income below.	<u>X</u>	
I,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.		

3/26/2014

Page 8 of 8

Principal for debtor-in-possession

9300 Flair Drive Suite 106 El Monte CA 91731

Direct inquiries to: 888 895-5650

ACCOUNT STATEMENT

Page 1 of 3 STARTING DATE: September 01, 2013 ENDING DATE: September 30, 2013 Total days in statement period: 30 55-00001247 (12)

0Z 01 OZ 01
MARC JOSEPH SPIZZIRRI
CHAPTER 11 DEBTOR IN POSSESSION
CASE NO. 13-14702
33033 CAMINO CAPISTRANO

SAN JUAN CAPISTRANO CA 92675

կոկնկիկիկոցները անդունին իրինի իրինի հիմինի

Have your paycheck deposited safely and quickly with Direct Deposit. It saves you a trip to the bank and your money will be deposited to your account electronically. Simply provide our routing number 322070381 and your account number to the payroll department of your company.

Standard Business Checking

Account number 55-00001247 Enclosures 12 Low balance \$1,046.90 Average balance \$4,531.95	Beginning balance Total additions Total subtractions Ending balance	(0 J (13)	\$10,209.07 .00 9,172.17 \$1,036.90
--	--	----------------	--

CHECKS	_				!
Number	Date	Amount	Number	Date	Amount
5024	09-03	3,506.85	5031	09-27	692.00
5025	09-04	44.99	5033 *	09-26	
5026	09-06	503.56	5034		1,392.15
5027	09-04	563.14		09-26	914.29
5028	09-05	69.68	5035	09-26	327.57
5029	09-04	53,85	5036	09-30	7.63
5030	09-09	1,086.46	* Skip in che	ck sequence	

_	_		-
п	rn	\$ T.	n
	FП		

Transaction Description Date 09-30 Maintenance Fee

Subtractions 10.00

DAILY	BALANCES
-------	----------

_Date	Amount	D-4-			
08-31 09-03 09-04	10,209.07 6,702.22 6,040.24		Amount 5,970.56 5,467.00 4,380.54	Date 09-26 09-27 09-30	Amount 1,746.53 1,054.53 1,036.90



9300 Flair Drive Suite 106 El Monte CA 91731

MARC JOSEPH SPIZZIRRI

ACCOUNT STATEMENT

Page 2 of 3 STARTING DATE: September 01, 2013 ENDING DATE: September 30, 2013

55-00001247

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

P.O. Box 489, Lawndale, CA 90260-0489

Statement of Accounts

Page 1 of 4

This Statement: September 25, 2013 Last Statement: August 23, 2013

Account 3150179716

DIRECT INQUIRIES TO:

Customer Service 1 (800) 400-6080

0003214

4269-06-1000-CBT-PG0021-00000

CANDACE C SPIZZIRRI , POD MARC SPIZZIRRI 30721 HUNT CLUB DR SAN JUAN CAPISTRANO CA 92675-1915

> San Juan Capistrano 32221 Camino Capistrano San Juan Capistrano, CA 92675-3721 (949) 248-0100

king	62-14-21/G			Ending B	alance	Outstai Balances (
		sits/Credits 4,300.00					Ending Balanca 95.82
(CDEDITE		•••••	***************************************				
Amount 2,000.00 30000 2,000.00	DEPOSIT	5353064540 5353098655			, #		
/DEBITS	******************				****************		
Amount 234.15 100.00 327.55 347.98 226.92 100.00 157.08	TRANSF Credit Or FORD M JP Morge TRANSF Credit Or	ER TO CRL 289 te Bank Paymer OTOR CREDI C an Chase CHEC ER TO CRL 300 te Bank Paymer	at 5073 REF # 013 CHECKP 5072 RE K P 5075 REF # 0 06 ID: 261083644 at 5086 REF # 013	246004183637 11 F # 013246004585 013246004398017 2304400849 0262003062260 11	894 1104178897 1104148373 04522647		
PROCESSED				***************************************			
Date	Amount	Number	Date	Amount	Number	Date	Amount
08/27	59.23	5070	09/06	14.03	5083	09/23	700.00
						09/23	15.33
							71.82
							76.44
_							20.00 120.00
09/05.	213.36	5076 5080*	09/09	105.00	5090 5091	09/24	120.00 44.72
	Amount 2,000.00 300000 2,000.00 //DEBITS Amount 234.15 100.00 327.55 347.98 226.92 100.00 157.08 PROCESSED Date 08/27 08/29 09/06 09/03 09/04 09/05	### CREDITS Amount Description	### CHECKING 3150179716 #### CHECKING 3150179716 ###################################	### CHECKING 3150179716 #### CHECKING 3150179716 #### Deposits/Credits	## Account Number 3150179716 CHECKING-3150179716 CHECKING-3150179716 **Transpar** **Transpar**	### CHECKING-3150479716 #### CHECKING-3150479716 ###################################	### Account Number

09/17

09/23

41.07

164.11

5092

09/25

5068

5069

09/05

09/06

* Not in check sequence

50.74

86.39

5081

5082

99,84

An Easy Approach To Balancing Your Account

Page 2 of 4

To reconcile your checkbook balance to your statement balance: Mark off each entry in your check register that has been charged to your account during the statement period. List the checks you have written, but are not yet charged to your account in the "Checks Outstanding" column below. Then, follow the instructions in lines 1 through 10.

CHECKS	OUTSTANDING	CHECKBOOK BALANCE	CHECKBOOK BALANCE	
Check Number Check Amount		LIST your checkbook balance.		
		ADD any deposits or other credits listed on the front of this statement which you have not recorded in your checkbook (such as payroll credits or other direct electronic deposits).		
		3. SUBTOTAL:		
•		 SUBTRACT any charges listed on the front of this statement which you have not recorded (such as service charges, automatic transfers, electronic transactions, etc). 		
		5. ADJUSTED CHECKBOOK BALANCE:		
		This balance should agree with line 10,	below.	
		STATEMENT BALANCE		
		LIST your current statement balance as shown on the front of this statement.		
	`	7. ADD deposits made, but not shown on this statement.		
		8. SUBTOTAL:		
		SUBTRACT total from "Checks Outstanding."		
TOTAL		10. ADJUSTED STATEMENT BALANCE:		
	Transfer to Line 9	This balance should agree with line 5,	above	

PROMPTLY EXAMINE YOUR STATEMENT AND REPORT ANY PROBLEM

You must promptly examine your account statements and report any discoverable errors, unauthorized signatures, alterations, missing endorsements, or unauthorized transfers. Failure to do so may result in your loss of certain rights or remedies. For example, you must identify the discoverable alteration or forgery of a check within 30 days of us sending you, or making available to you, the statement reflecting that check, and you must also immediately report to us what you find. Businesses should check their account transactions daily, for which various online services are available. For additional information, please see your deposit account agreement and application service agreement(s) for defails. See also the consumer disclosures below.

CONSUMER ACCOUNTS: IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS OR MONEY RESERVE TRANSACTIONS

If you think your statement is wrong, or if you need more information about a transfer on this statement or on a receipt, please telephone or write us. Please use the telephone number or address listed on the front of this statement to contact us are you can. We must hear from you no later than 60 days after we sent or made available the FIRST statement on which the problem or error appeared. The provisions in this paragraph do not apply to business or other non-personal accounts. The owners of those accounts must settle all unauthorized transactions or errors within 24 hours of receipt of the item posting in order to be returned.

- 1. Tell us your name and account number.
- Describe the error or transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.
- 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and correct any error promptly. If we take more than 10 business days to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

FOR MONEY RESERVE ACCOUNTS:

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR PERSONAL CREDIT LINE (This is a Summary of Your Billing Rights).

If you think your statement is wrong, or you need more information about a transaction on your statement, write us at the address on the front of this statement as soon as possible. We must hear from you no later than 60 days after we sent you the first statement on which the error or problem appeared.

You can telephone us but doing so will not preserve your rights. In your letter, give us the following information.

- 1. Your name and account number.
- 2. The dollar amount of the suspected error.
- Describe the error and explain, if you can, why you believe there is an error. If you need more information, describe the item you are unsure about.

You do not have to pay any amount in question while we are investigating, but you are still obligated to pay the parts of your bill that are not in question. The charge in question may remain on your statement, and we may continue to charge you interest on that amount. But, if we determine that we made a mistake, you will not have to pay the amount in question or any interest or other fees related to that amount. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount you question. You must notify us in writing. You can telephone us, but doing so will not preserve your rights. Contact us at California Bank & Trust, PO Box 25787. Salt Lake City, UT 84125-0787.

Balance Subject to Interest Rate: We use the method called "average daily balance", (including current transactions) to calculate the daily balance. If you have, any further questions about the method and how resulting interest charges are determined, please feel free to contact us at 1-800-400-6080.

We may report information about your Money Reserve account to credit bureaus, Late payments, missed payments, or other defaults on your account may be reflected in your credit report.

Please notify us if we report any inaccurate information about your account(s) to a credit bureau. Your written notice describing the specific inaccuracy should be sent to us at the following address: California Bank & Trust, PO Box 25787, Sait Lake City, UT 84125-0787.

Thank you for banking with California Bank & Trust.

Become an Online Banking Customer for 24-hour account access.

Review account balances Review posted transactions Pay bills Transfer funds
 Sign up today at www.calbanktrust.com or call 888-217-1265.

EXHIBIT "B"

Case 8:13-bk-14702-MW Dec 294 Filed 04/26/14 Entered 04/26/14 20:69:49 Desc Main Podement Page 491



Page 3 of 4 September 25, 2013 CANDACE C SPIZZIRRI 3150179716

AGGREGATE OVERDRAFT AND RETURNED ITEM FEES

Total for This Period

Total Year-to-Date

Total Overdraft Fees

\$0.00

\$0.00

Total Returned Item Fees

\$0.00

\$0.00

To learn more about our other products and services that may lower the cost of managing account overdrafts or to discuss removing overdraft coverage from your account, please contact Customer Service or visit your local branch.

DAILY	Balan	CES
-------	-------	-----

Date	Balance	Date	Balance	Date	Balance
08/27	85.80	09/06	174,20	09/18	1,665.16
08/29	2,049.10	09/09	69.20	09/20	1,565.16
09/03	, 984.42	09/10	34.67	09/23	452.20
09/04	504.76	09/16	2,034.67	09/24	215.66
09/05	-5.43	09/17	1,892.08	09/25	95.82

Case 8:13-bk-14702-MW Dec 298 Filed 03/23/14 Entered 03/23/14 20:39:49 Desc Maiai Podemaent Page 4 15 of 241

California Bank & Trust

Page 4 of 4

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EXHIBIT "B"

Case 8:13-bk-14702-MW Dec 294 Filed 04/26/14 Entered 04/26/14 20:69:49 Desc Moriain Podemonetal Procedural Pro

In re: Marc Joseph Spizzirri Debtor(s	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW
---	--

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: (AMENDED) OPERATING REPORT NO. 4 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

		Terreture Turner (1977) December 1971
LBR, the foregoing CM/ECF docket for	document will be served by the court vi	LECTRONIC FILING (NEF): Pursuant to controlling General Orders and a NEF and hyperlink to the document. On March 26, 2014, I checked the seeding and determined that the following persons are on the Electronic Mail sses stated below:
		Service information continued on attached page
this bankruptcy cas mail, first class, pos	e or adversary proceeding by placing a	I served the following persons and/or entities at the last known addresses in true and correct copy thereof in a sealed envelope in the United States s. Listing the judge here constitutes a declaration that mailing to the judge at is filed.
		Service information continued on attached page
person or entity ser entities by persona transmission and/o	ved): Pursuant to F.R.Civ.P. 5 and/or c I delivery, overnight mail service, or (for	those who consented in writing to such service method), by facsimile re constitutes a declaration that personal delivery on, or overnight mail to,
		Service information continued on attached page
I declare under per	nalty of perjury under the laws of the Un	ited States of America that the foregoing is true and correct.
3/26/2014	Nancy Lockwood	/s/ Nancy Lockwood
Date	Printed Name	Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

Case 8:13-bk-14702-MW Dec 294 Filed 04/26/14 Entered 04/26/14 20:67:49 December Page 4 9 of 241

In re:	Marc Joseph Spizzirri	Debtor(s).	CHAPTER 11 CASE NUMBER 8:13-bk-14702 MW
--------	-----------------------	------------	---

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS_filing@buchalter.com;rreeder@buchalter.com
- James Andrew Hinds jhinds@jhindslaw.com, zbilowit@jhindslaw.com
- Stephen E Hyam shyam@clarktrev.com
- John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@Intlaw.com, jokeefe@Intlaw.com;nlockwood@Intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com,
 pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Paul R Shankman pshankman@jhindslaw.com
- Leonard M Shulman Ishulman@shbllp.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com
- Barouir B Yeretzian byeretzian@jhindslaw.com, yeretzian@gmail.com

Case 8:13-bk-14702-MW Dec 298 Filed 04/03/14 Entered 04/03/14 20:39:06 Desc

OFFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In Re:	· ·	CHAPTER 11 (NON-BUSI	NESS)
MARC JOSEPH SPIZZIRRI			
		Case Number:	8:13-bk-14702 MW
		Operating Report Number:	5 (Amended)
	Debtor(s).	For the Month Ending:	31-Oct-13

I. CASH RECEIPTS AND DISBURSEMENTS A. (GENERAL ACCOUNT* AND SPOUSE ACCOUNT)

1. TOTAL RECEIPTS PER ALL PRIOR GENERAL ACC	COUNT REPORTS	\$	113,703.74
2. LESS: TOTAL DISBURSEMENTS PER ALL PRIOR	GENERAL	\$	112,561.02
ACCOUNT REPORTS		\$	-
3. BEGINNING BALANCE:	\$	1,152.72	
4. RECEIPTS DURING CURRENT PERIOD:	\$	8,333.50	
5. BALANCE:		\$	9,486.22
6. LESS: TOTAL DISBURSEMENTS DURING CURRE	ENT PERIOD	\$	7,478.29
7. ENDING BALANCE:		\$	2,007.93
8. General Account Number(s):	55-00001247		
	3150179716		
Depository Name & Location:	EastWest Bank	California	a Bank & Trust
	9300 Flair Drive, Suite 106	PO Boxes	
	El Monte, CA 91731	Lawndale	e, CA 90260

All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 8:13-bk-14702-MW Dee 299 Filed 04/28/14 Entered 04/08/14 20:39:31 Dese TOTAL DISBURSEMENTATING DOLONGHER ALPAGE DESCRIPTION

Date	Check			
mm/dd/yyyy	Number	Payee	Purpose	Amount
10/3/2013		First Republic Bank	Mortgage	1,086.46
10/4/2013	5039	Direct TV	Cable	307.30
10/4/2014		Culligan	Water Dispenser	53.85
10/14/2013		Anini Vista Estates		83.50
10/14/2013	5042	Princeville Utlities Compan	Utilities	9.71
10/14/2013	5043	Sparkletts	Water Dispenser	128.02
10/14/2013	5044	CR&R Incorporated	HOA	69.60
10/23/2013	5045	California Bank & Trust	Mortgage	3,134.24
10/31/2013	Auto	EastWest Bank	Bank Mainenance Fee	33.00
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			, and the second	
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	ļ <u>.</u>			
	<u> </u>			
		TO	TAL DISBURSEMENTS THIS PERIOD:	4,905.68

Page 2 of 8
EXHIBIT "B"

Case 8:13-bk-14702-MW [5

Desc 200 Filed 04/08/14 Entered 04/08/14 20:30:06 Desc Mark RECONCILIATION

Bank statement Date:	10/31/2013	Balance on Statement:	\$464.72
Plus deposits in transit (a):			
	Deposit Date	Deposit Amount	
TOTAL DEPOSITS IN TRANSIT			
Less Outstanding Checks (a): <u>Check Number</u>	Check Date	Check Amount	
TOTAL OUTSTANDING CHECKS:			0.00
Bank statement Adjustments: Explanation of Adjustments-			
ADJUSTED BANK BALANCE:			\$464.72

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Case 8:13-bk-14702-MW Dec 292 Filed 04/26/14 Entered 04/26/14 20:39:06 Desc Mains Prosecution According 241 California Bank Trust

Check No.	Date		ount	Payee	Purpose
Auto	10/4/2013	\$	219.37	Credit Line	Goods
Auto	10/16/2013	\$	224.36	Credit Line	Goods
Auto	10/23/2013	\$	3.19	Harland Clarke Check Order	Banking
Auto	10/23/2013	\$	13.99	Harland Clarke Check Order	Banking
5093	9/30/2013	\$	26.99	TJ Max	Goods
5094	9/27/2013	\$	33.34	Marbella Market	Food and goods
5095	10/8/2013	\$	121.91	Nordstrom Rack	Goods
5096	10/0/2013	\$	128.67	Marbella Market	Food and goods
5097	10/10/2013	\$	51.68	Marshals	Goods
5098			45.56	Ralphs	Food and goods
5099	10/10/2013	\$	105.00	Fred Frankenrath	Hair services
5100	10/15/2013	\$	217.80	Costco	Food and goods
5101	10/17/2013	\$	400.00	Hunt Club Community Assoc.	Residence HOA
5102	10/16/2013	\$	53.58	Ralphs	Food and goods
5103	10/18/2013	\$	14.03	Marshals	Goods
5104	10/21/2013	\$	131.16	Vons	Food and goods
5105	10/22/2013	\$	75.57	Marshals	Goods
5106	10/201/13	\$	128.95	Ralphs	Food and goods
5107	10/22/2013	\$	47.31	Vons	Food and goods
5108	10/23/2013	\$	60.00	Bella Nails	Nail services
5109	10/22/2013	\$	6.27	Vons	Food and goods
5110	10/21/2013	\$	59.00	Petco	Pet supplies
5111	10/22/2013	\$	56.90	Ralphs	Food and goods
6622522	10/10/2013	\$	347.98		
Total		\$	2,572.61		
Deposits	Date	An	nount		
	10/4/2013	\$	2,000.00		
	10/18/2013	\$	2,000.00		-
Total		\$	4,000.00		

Case 8:13-bk-14702-MW Dec 292 Filed 04/26/14 Entered 04/26/14 20:39:06 Desc II. STATUS OF PAYWAND TO EXECUTORY CONTRACTS

	_		Post-Petition	
	Frequency of	_	payments not made	
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount of Payment	(Number)	Total Due
Bancentre Corp (Hawaii		,		
Property)	Monthly	\$ 26,500.00	5	\$ 132,500.00
California Bank & Trust (San	,			
Juan Property)	Monthly	\$ 3,287.00	0	\$ -
First Republic Bancr (Hawaii	, ,			
Property)	Monthly	\$ 10,417.00	5	\$ 52,085.00
First Republic Bancr (San Juan				
Property)	Monthly	\$ 1,087.00	0	\$ -
Mach -1 Autogroup (judgment				
lien - under appeal)	n/a	n/a	n/a	n/a
	·			
	·	·		
				·
,				
			TOTAL DUE:	\$ 184,585.00

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty					
Vehicle					
Others:					
		Pac	RIT "R"		000166

Case 8:13-bk-14702-MW Dec 292 Filed 04/26/14 Entered 04/26/14 20:69:06 Dece

ENDING BALANCES 1	FOR THE PERIOD: vide a copy of of montly account statements for each of the below)		
	General Account: Payroll Account: Tax Account:	464.72	·
*Other Accounts:			
*Other Monies:	**Petty Cash (from below):	0.00	
TOTAL CASH AVAIL	ABLE:		464.72
Petty Cash Transactions		Amount	
Date	Purpose	Amount	

TOTAL PETTY CASH TRANSACTIONS:

0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14702 MWre Doe 2925 Filed 04/20/14 P Entered 04/20/14 20:89:06 Dese

Quarterly Period	Total				Quarterly Fees
Ending (Date)	Disbursements	Quarterly Fees	Date Paid	Amount Paid	Still Owing
30-Jun-2013	68,811.17	650.00	19-Jul-2013	\$ 325.00	325.00
30-Sep-2013	43,749.85	650.00		\$ -	925.00
					0.00
		·· · · · · · · · · · · · · · · · · · ·			0.00
	****				0.00
					0.00
					0.00
					0.00
				-	0.00
					0.00
					0.00
		•			0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Case 8:13-bk-14702-MW Dec 292 Filed 04/26/14 Entered 04/26/14 20:69:06 Desc VI SCHEDULINAMATION PROPERTY OF 2012 DERS

	Date of Order		Gross
	Authorizing	,	Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	During the Month
n/a			
<u> </u>			
		·	

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a			
	<u></u>		

Case 8:13-bk-14702-MW Dec 292 Filed 04/26/14 Entered 04/26/14 20:69:06 Desc Maina in observable Page 276 of 241 XI. QUESTIONNAIRE

		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>x</u>	***************************************
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration	No	Yes
	to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	<u>X</u>	
3,	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are due to be filed 11/30/2013.	_	
4.	Describe potential future developments which may have a significant impact on the case:		
5.	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If	No	Yes
Ų.	"Yes", please set forth the amounts and sources of the income below.	<u> </u>	<u></u>
Ι,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in- possession operating report and that the information contained herein is true and complete to the		

3 24/2014 Date

Page 8 of 8

rincipal for debtor-in-possession

9300 Flair Drive Suite 106 El Monte CA 91731 Direct inquiries to: 888 895-5650

ACCOUNT STATEMENT

Page 1 of 3 STARTING DATE: October 01, 2013 ENDING DATE: October 31, 2013 Total days in statement period: 31 55-00001247

NEW YORK

OZ 01 MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92875

մանիավիկիկիցինինինինինինիկինիկինինինին

Give the perfect gift in the upcoming holiday season. The East West Bank Gift Card can be used at millions of locations where Visa® cards are accepted. Purchase your Card at your nearest East West Bank branch.

Standard Business Checking

Account nu Enclosures Low balanc Average ba	e.	55-00001247 8 \$-49.56 \$956.12	Beginning balance Total additions Total subtractions Ending balance	(2) (9)	\$1,036.90 4,333.50 4,905.68 \$464.72
CREDITS Number	Date 10-07 10-23	Transaction Description Deposit Deposit	-		Additions- 833.50 3,500.00
CHECKS		•			
Number	Date	Amount	Number	Date	Amount
5038 5030	10-04	1,086.46	5042	10-22	9.71
5039 5040	10-09 10-08	307.30	5043	10-21	128.02
5040	10-08	53.85 83.50	5044 5045	10-21 10-28	69.60 3,134.24
	ansaction Des intenance Fe			· · · · · · · · · · · · · · · · · · ·	Subtractions 33.00
DAILY BAL	ANCES			-	
Date	Amount	Date	Amount	Date	Amount
09-30	1,036.90		422.79	10-23	3,631.96
10-04	-49.5		339.29	10-28	497.72
10-07	783.9	10-21	141,67	10-31	464.72

131.96

10-22

10-08

730.09



9300 Flair Drive Suite 106 El Monte CA 91731 ACCOUNT STATEMENT

Page 2 of 3 STARTING DATE: October 01, 2013 ENDING DATE: October 31, 2013

55-00001247

MARC JOSEPH SPIZZIRRI

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00 .	\$0.00 .
Total Returned Item Fees	\$0.00	\$0.00

rev 05-10

EASTWEST BANK Your Financial Bridge.

	What was		(
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**************************************	138 14 5 50000 1 24 YM	oriental American Ame	
	10/04/2013	5038	\$1,086,46





Mills Ariai Vista Estates	J\$ 83.50
Byhty Three and	MA A COLLARS OF SEA
48050414 433 (0 YO 38 145 50000 134	7/2013 5041 \$83.50

PACAL 2007 BB US SECOND 1	
	22/2013 5042 \$9.71

Water State

10/21/2013 5043 \$128.02

Cnecking Account | \$500001247 | \$10/31/2013 | Page | 3 of 3

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10/21/2013	5044	\$69.60

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The Trans in hours they from 9 24/100 000 13 3/34.24.
2834 MAN
VOOSULET 1818 PRO SETT 1818 PR
10/28/2013 5045 \$3,134,24

P.O. Box 489, Lawndale, CA 90260-0489

Statement of Accounts

Page 1 of 4

This Statement: October 24, 2013 Last Statement: September 25, 2013

Account 3150179716

DIRECT INQUIRIES TO:

Customer Service 1 (800) 400-6080

0003136

4298-06-0000-CBT-PG0021-00000

CANDACE C SPIZZIRRI POD MARC SPIZZIRRI 30721 HUNT CLUB DR SAN JUAN CAPISTRANO CA 92675-1915

> San Juan Capistrano 32221 Camino Capistrano San Juan Capistrano, CA 92675-3721 (949) 248-0100

	NT BALANCE

Account Type
Classic Checking

Account Number 3150179716 Checking/Savings Ending Balance \$1,523,21 Outstanding Balances Owed

CLASSIC CHECKING 3150179716

Previous Balance 95.82 Deposits/Credits 4,000.00 Charges/Debits 460.91 Checks Processed 2,111,70 Ending Balance

1,523.21

2 DEPOSITS/CREDITS

Date 10/04 10/18 Amount 2,000.00 2,000.00

Description

DEPOSIT 5353132477 DEPOSIT 5353046887

4 CHARGES/DEBITS

Date	Amount	Description
10/04	219.37	AUTO PMT CREDIT LINE 3210013006
10/16	224.36	AUTO PMT CREDIT LINE 3210012896
10/23	3.19	HARLAND CLARKE CHK ORDER REF # 013295007209615 1103510461
10/23	13.99	HARLAND CLARKE CHK ORDER REF # 013295007209616 1103510462

20 CHECKS PROCESSED

Number	Date	Amount	Number	Date	Amount	Number	Date	Amount
5093	09/30	26.99	5100	10/15	217.80	5107	10/22	47.31
5094	09/27	33.34	5101	10/17	400.00	5108	10/23	60.00
5095	10/08	121,91	5102	10/16	53.58	5109	10/22	6,27
5096	10/09	128.67	5103	10/18	14.03	5110	10/21	59.00
5097	10/10	51.68	5104	10/21	131.16	5111	10/22	56.90
5098	10/11	45.56	5 105	10/22	75.57	6622522*	10/10	347.98
5099	10/10	105.00	5106	10/21	128.95			
* Not in chec	k seguence							

AGGREGATE OVERDRAFT AND RETURNED ITEM FEES

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

To learn more about our other products and services that may lower the cost of managing account overdrafts or to discuss removing overdraft coverage from your account, please contact Customer Service or visit your local branch.



An Easy Approach To Balancing Your Account

Page 2 of 4

To reconcile your checkbook balance to your statement balance: Mark off each entry in your check register that has been charged to your account during the statement period. List the checks you have written, but are not yet charged to your account in the "Checks Outstanding" column below. Then, follow the instructions in lines 1 through 10.

CHECKS OUTSTANDING		L	CHECKBOOK BALANCE	
Check Number Check Amount		ack Number Check Amount 1. LIST your checkbook balance.		
			ADD any deposits or other credits listed on the front of this statement which you have not recorded in your checkbook (such as payroll credits or other direct electronic deposits).	
		"	3. SUBTOTAL:	* 10
			 SUBTRACT any charges listed on the front of this statement which you have not recorded (such as service charges, automatic transfers, electronic transactions, etc). 	
		- [5. ADJUSTED CHECKBOOK BALANCE:	
		-	This balance should ag	ree with line 10, below
-		- [STATEMENT BALANCE	
			LIST your current statement balance as shown on the front of this statement.	
		1 [7. ADD deposits made, but not shown on this statement.	
			8. SUBTOTAL:	
		-	SUBTRACT total from "Checks Outstanding."	
TOTAL:		}	10. ADJUSTED STATEMENT BALANCE:	
<u> </u>	Transfer to Line		This balance should a	gree with line 5, a

PROMPTLY EXAMINE YOUR STATEMENT AND REPORT ANY PROBLEM

You must promptly examine your account statements and report any discoverable errors, unauthorized signatures, alterations, missing endorsements, or unauthorized transfers. Failure to do so may result in your loss of certain rights or remadles. For example, you must identify the discoverable attention or forgery of a check within 30 days of us sending you, or making available to you, the statement reflecting that check, and you must also immediately report to us what you find. Businesses should check their account transactions daily, for which various online services are available. For additional information, please see your deposit account agreement and application service agreement(s) for details. See also the consumer disclosures below.

CONSUMER ACCOUNTS: IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS OR MONEY RESERVE TRANSACTIONS

If you think your statement is wrong, or if you need more information about a transfer on this statement or on a receipt, please telephone or write us. Please use the telephone number or address listed on the front of this statement to contact us as you can. We must hear from you no later than 60 days after we sent or made available the FIRST statement on which the problem or error appeared. The provisions in this paragraph do not apply to business or other non-personal accounts. The owners of those accounts must settle all unauthorized transactions or errors within 24 hours of receipt of the item posting in order to be returned.

- 1. Tell us your name and account number.
- Describe the error or transfer you are unsure about, and explain as clearly as you can why
 you believe there is an error or why you need more information.
- 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and correct any error promptly. If we take more than 10 business days to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

FOR MONEY RESERVE ACCOUNTS:

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR PERSONAL CREDIT LINE (This is a Summary of Your Billing Rights).

If you think your statement is wrong, or you need more information about a transaction on your statement, write us at the address on the front of this statement as soon as possible. We must hear from you no later than 60 days after we sent you the first statement on which the error or problem appeared.

You can telephone us but doing so will not preserve your rights. In your letter, give us the following information.

- Your name and account number.
- 2. The dollar amount of the suspected error.
- Describe the error and expirain, if you can, why you believe there is an error. If you need more information, describe the item you are unsure about.

You do not have to pay any amount in question while we are investigating, but you are still obligated to pay the parts of your bill that are not in question. The charge in question may remain on your statement, and we may continue to charge you interest on that amount. But, if we determine that we made a mistake, you will not have to pay the amount in question or any interest or other fees related to that amount. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount you question. You must notify us in writing. You can telephone us, but doing so will not preserve your rights. Contact us at California Bank & Trust, PO Box 25787. Salt Lake City, UT 84125-0787.

Balance Subject to Interest Rate: We use the method called "average daily balance", (including current transactions) to calculate the daily balance. If you have any further questions about the method and how resulting interest charges are determined, please feel free to contact us at 1-800-400-6080.

We may report information about your Money Reserve account to credit bureaus. Late payments, missed payments, or other defaults on your account may be reflected in your credit report.

Please notify us if we report any inaccurate information about your account(s) to a credit bureau. Your written notice describing the specific inaccuracy should be sent to us at the following address: California Bank & Trust, PO Box 25787, Sait Łake City, UT 84125-0787.

Thank you for banking with California Bank & Trust.

Become an Online Banking Customer for 24-hour account access.

Review account balances "Review posted transactions" Pay bills "Transfer funds Sign up today at www.calbanktrust.com or call 888-217-4295.

EXHIBIT "B"

Case 8:13-bk-14702-MW Dec 292 Filed 04/26/14 Entered 04/26/14 20:69:06 Desc Menain Podement Page 48 of 241



Page 3 of 4 October 24, 2013 CANDACE C SPIZZIRRI 3150179716

DAILY BAL					
Date	Balance	Date	Balance	Date	Balance
09/27	62.48	10/10	1,060.88	10/18	2,105.55
09/30	35.49	10/11	1,015.32	10/21	1,786.44
10/04	1,816.12	10/15	797.52	10/22	1,600.39
10/08	1,694.21	10/16	519.58	10/23	1,523.21
10/09	1,565.54	10/17	119.58		

Case 8:13-bk-14702-MW Dec 292 Filed 04/20/14 Entered 04/20/14 20:69:06 Desc Main Podemont Page 43 of 241

California Bank & Trust

Page 4 of 4

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EXHIBIT "B"

Case 8:13-bk-14702-MW Dec 292 Filed 03/26/14 Entered 03/26/14 20:89:06 Desc Main Podemont Page 49/26/14

In re: Marc Joseph Spizzirri Debtor(s). CHAPTER: 11 CASE NUMBER: 8:13-bk-147	02 MW
--	-------

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: (AMENDED) OPERATING REPORT NO. 5 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On March 26, 2014, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL: On _____ I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSIO	N OR EMAIL (state method for each
person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on	I served the following persons and/or
entities by personal delivery, overnight mail service, or (for those who consented in writing to	o such service method), by facsimile
transmission and/or email as follows. Listing the judge here constitutes a declaration that p	ersonal delivery on, or overnight mail to
the judge will be completed no later than 24 hours after the document is filed.	

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

3/26/2014 Nancy Lockwood /s/ Nancy Lockwood

Date Printed Name Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

Service information continued on attached page

Service information continued on attached page

Case 8:13-bk-14702-MW Dec 292 Filed 03/26/14 Entered 03/26/14 20:89:06 Desc Maria Podempetat Pagg 4 25 of 241

In re:

Marc Joseph Spizzirri

Debtor(s).

CHAPTER 11

CASE NUMBER 8:13-bk-14702 MW

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS filing@buchalter.com;rreeder@buchalter.com
- James Andrew Hinds jhinds@jhindslaw.com, zbilowit@jhindslaw.com
- Stephen E Hyam shyam@clarktrev.com
- John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@Intlaw.com, jokeefe@Intlaw.com;nlockwood@Intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com, pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Paul R Shankman pshankman@ihindslaw.com
- Leonard M Shulman Ishulman@shbllp.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wqllp.com, lfisk@wqllp.com
- Barouir B Yeretzian byeretzian@jhindslaw.com, yeretzian@gmail.com

Case 8:13-bk-14702-MW, Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:19 Des

FFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In Re: MARC JOSEPH SPIZZIRRI	1	CHAPTER 11 (NON-BUSI	INESS)
Witte voora II of instance		Case Number: Operating Report Number:	8:13-bk-14702 MW 6 (Amended)
	Debtor(s).	For the Month Ending:	30-Nov-13
	a and the first section of the first section		

I. CASH RECEIPTS AND DISBURSEMENTS A. (GENERAL ACCOUNT* AND SPOUSE ACCOUNT)

1. TOTAL RECEIPTS PER ALL PRIOR GENERAL	L ACCOUNT REPORTS	\$	122,037.24
2. LESS: TOTAL DISBURSEMENTS PER ALL PI	RIOR GENERAL	\$	120,039.31
ACCOUNT REPORTS		\$	
3. BEGINNING BALANCE:		\$	2,007.93
4. RECEIPTS DURING CURRENT PERIOD:		\$	3,000.00
5. BALANCE:		\$	5,007.93
6. LESS: TOTAL DISBURSEMENTS DURING CU	JRRENT PERIOD	\$	3,535.98
7. ENDING BALANCE:		\$	1,471.95
8. General Account Number(s):	55-00001247		
Spouse Account:	3150179716		
Depository Name & Location:	EastWest Bank	Califor	nia Bank & Trust
	9300 Flair Drive, Suite 106	PO Box	x 489
	El Monte, CA 91731	Lawnd	ale, CA 90260

^{*} All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:21 Desc Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:21 Desc Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:21 Desc

Date mm/dd/yyyy	Check Number	Payee	Purpose	Amount
11/6/2012	Auto Dobie	Safeguard	Supplies	51.04
11/0/2013	Auto Dobit	Safeguard	Supplies	74.81
11/0/2013	Auto Dobit	Safeguard EastWest Bank	Maintenance Fee	12.00
11/30/2013	Auto Debi	East west Dank	Maintenance rec	12.00
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1732 173 113 113 113	3,00			
		J-1000-111-111-111-111-111-111-111-111-1		
5				
			TOTAL DISBURSEMENTS THIS PERIOD:	137.8

Page 2 of 8

Bank statement Date:	11/30/2013	Balance on Statement:	\$326.87
Plus deposits in transit (a):			
	Deposit Date	Deposit Amount	
	12/13/2013	\$ 17,000.00	
TOTAL DEPOSITS IN TRANSIT			17,000.00
Less Outstanding Checks (a):			
Check Number	Check Date	Check Amount	
5046	12/13/2013	\$ 1,769.69	
5047	12/13/2013	\$ 88.41	
5048	12/13/2013	Void	
5049	12/13/2013	\$ 1,384.00	
5050	12/13/2013	\$ 112.70	
5051	12/13/2013	\$ 177,83	
5052	12/13/2013	\$ 360.37	
5053	12/13/2013	\$ 319.76	
5054	12/13/2013	Void	
5055	12/13/2013	\$ 3,506.84	
5056	12/13/2013	\$ 3,681.26	
5057	12/13/2013	\$ 325.00	
Commence Control Contr		-	
TOTAL OUTSTANDING CHECKS:			11,725.86
Bank statement Adjustments: Explanation of Adjustments-			
ADJUSTED BANK BALANCE:			\$5,601.01

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Case 8:13-bk-14702-MW Box 298 Filed 04/93/14 Entered 04/03/14 21:30:21 Desc Main Document Accompage 4 of 16

-	Carro		i aa
Ca	lifornia	Bank	Trust

				California Bank Trust	
Check No.	Date	Am	ount	Payee	Purpose
Auto (5116)	10/29/2013		692.00	Allstate Insurance	Insurance Premium
Auto	11/1/2013	\$	159.95	Credit Line	Goods
Auto	11/1/2013	\$	208.06	Credit Line	Goods
Auto	11/4/2013	\$	40.73	Credit Line	Goods
Auto	11/7/2013	\$	313.84	Cox	Utilities
Auto (5124)	11/8/2013	\$	56.80	Rite Aid	Goods
Auto	11/8/2013	\$	209.95	Credit One	Goods
Auto	11/18/2013	\$	67.00		
Auto (5133)	11/25/2013	\$	17.46	Rite Aid	Goods
5079	11/5/2013	\$	16.00	DMV	Vehicle
5112	11/6/2013	\$	156.26	The Pool Doctor	Pool services
5113	10/25/2013	\$	107.97	Marshals	Goods
5114	10/28/2013	\$	15.54	Postmaster	Postage
5115	10/25/2013	\$	81.71	Ralphs	Food and goods
5117	10/28/2013	\$	34.78	Farmer's Market	Food and goods
5118	10/28/2013	\$	43.20	Cody Rose	Services
5119	10/31/2013	\$	180.00	Kate Jackson	Hair services
5120	11/6/2013	\$	100.00	Lena Schafer	Services
5121	11/12/2013	\$	247.00	DMV	Vehicle
5122	11/8/2013	\$	98.28	Vons	Food and goods
5123	11/7/2013	\$	23.47	Vons	Food and goods
5125	11/13/2013	\$	68.00	Bella Nails	Nail services
5126	11/12/2013	\$	105.00	Fred Frankenrath	Hair services
5127	11/12/2013	\$	83.25	Ralphs	Food and goods
5128	11/18/2013	\$	31.91	Mission Wrap & Mail	Services
5129	11/15/2013	\$	106.85	Ralphs	Food and goods
5131	11/25/2013	\$	32.78	Rite Aid	Goods
5134	11/26/2013	\$	27.74	Marshals	Goods
5135			19.95	Williams Sonoma	Goods
5137	11/26/2013	\$	52.65	Cloud Nine Bakery	Goods
Total		\$	3,398.13		
Deposits	Date	Am	ount		
	11/4/2013	\$	2,000.00	•	
	11/25/2013	\$	1,000.00		
Total		\$	3,000.00		

Case 8:13-bk-14702-MW Doc 298 Eiled 04/93/14 Entered 04/93/14 11:30:21 Described of the second of th

Creditor, Lessor, Etc.	Frequency of Payments (Mo/Qtr)	Amou	ınt of Payment	Post-Petition payments not made (Number)	Total Due
Bancentre Corp (Hawaii Property)	Monthly	\$	26,500.00	6	\$ 159,000.00
California Bank & Trust (San Juan Property)	Monthly	\$	3,287.00	0	\$ -
First Republic Bancr (Hawaii Property)	Monthly	\$	10,417.00	6	\$ 62,502.00
First Republic Bancr (San Juan Property)	Monthly	\$	1,087.00	0	\$ -
Mach -1 Autogroup (judgment lien - under appeal)	n/a		n/a	n/a	n/a
				TOTAL DUE:	\$ 221,502.00

V. INSURANCE COVERAGE

	Name of Carrier		Amount of Coverage	Policy Expiration Date	Premium Paid Through (Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
Casualty					
Vehicle					
Others:					
		Pa	ge 4 of 8		
		\/	IDIT-HDH		000404

EXHIBIT "B"

000184

Case 8:13-bk-14702-MW Box 298 Eiled 04/03/14 Entered 04/03/14 21:30:21 Desc

ENDING BALANCES FOR	R THE PERIOD: a copy of of montly account statements for each of the below)		
*Other Accounts:	General Account: Payroll Account: Tax Account:	5,601.01	
*Other Monies:			
Other Monies.	**Petty Cash (from below):	0.00	
TOTAL CASH AVAILAB	LE;		5,601.01
Petty Cash Transactions:			
Date	Purpose	Amount	

** Attach Exhibit Itemizing all petty cash transactions

TOTAL PETTY CASH TRANSACTIONS:

0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

Quarterly Period Ending (Date)	Total Disbursements	Quarterly Fees	Date Paid	Amount Paid	Quarterly Fees Still Owing
30-Jun-2013	68,811.17	650.00	19-Jul-2013	\$ 325.00	325.00
30-Sep-2013	43,749.85	650.00	13-Dec-2013	\$ 325.00	650.00
			22-Jan-2014	\$ 325.00	325.00
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					0.00
					0,00

^{*} Post-Pctition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Name of Insider	Date of Order Authorizing Compensation	*Authorized Gross Compensation	Gross Compensation Paid During the Month
n/a	5 2		
		X	

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a			19800000
and the same of th			
110-5			

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/month) Page 7 of 8

Case 8:13-bk-14702-MW Boc 298 Filed 04/03/14 Entered 04/03/14 21:30:21 Desc Main Document Page 19 For 16 1

		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	2 7 21 1
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	No X	Yes
3,	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are being formulated.	-	
4,	Describe potential future developments which may have a significant impact on the case:		
5.	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
,		No	Yes
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If "Yes", please set forth the amounts and sources of the income below.	<u>X</u>	
I,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in- possession operating report and that the information contained herein is true and complete to the	_	

3/24/294 Date

Page 8 of 8

Erincipal for debtor-in-possession

Direct inquiries to: 888 895-5650

9300 Flair Drive Suite 106 El Monte CA 91731

ACCOUNT STATEMENT

Page 1 of 1 STARTING DATE: November 01, 2013 ENDING DATE: November 30, 2013 Total days in statement period: 30 55-00001247

Give the perfect gift in the

(0)

.00

137.85

MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 93033 CAMINO CAPISTRANO

upcoming holiday season. The East West Bank Gift Card can be used at millions of locations where Visa® cards are accepted. Purchase your Card at your nearest East West Bank branch.

SAN JUAN CAPISTRANO CA 92675

Standard Business Checking

Account number 55-00001247 Beginning balance \$464.72 Low balance \$338.87 Total additions 101 Average balance \$364.83 Total subtractions 131 Ending balance \$326.87

DEBITS Date Transaction Description Subtractions 11-06 Preauth Debit SAFEGUARDS MANUAL DIR 131 108 MARC JOSEPH SPI 51.04 11-08 Preauth Debit BAFEGUARD CHK SUPPLY 131108 PGWJZK 74.81 11-30 Maintenance Fee 12.00

DAILY BALANCES

Amount Date Date Amount Date Amount 10-31 464.72 11-08 338.87 11-06 413.68 11-30 326.87

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

P.O. Box 489, Lawndale, CA 90260-0489

Statement of Accounts

Page 1 of 4

This Statement: November 26, 2013 Last Statement: October 24, 2013

Account 3150179716

DIRECT INQUIRIES TO: Customer Service 1 (800) 400-6080

0003104

4331-06-0000-C8T-PG0021-00000

CANDACE C SPIZZIRRI POD MARC SPIZZIRRI 30721 HUNT CLUB DR SAN JUAN CAPISTRANO CA 92675-1915

> San Juan Capistrano 32221 Camino Capistrano San Juan Capistrano, CA 92675-3721 (949) 248-0100

HOME EQUITY CREDIT LINE SPECIAL OFFER GOOD THROUGH 1/31/14

A CB&T Home Equity Credit Line gives you easy access to the funds you need to do things such as consolidate debt, make home improvements, buy a new car or pay fultion. Take advantage of our limited time special offer and enjoy the peace of mind that comes from knowing you can pay for lifes necessities or unexpected expenses subject to credit approval, testrictions apply. To find out about our special offer, contact your local branch or call TeleLoan at (800) 429-7685.

SUMMARY OF ACCOUNT BALANCE

Account Type Classic Checking Account Number 3150179716 Checking/Savings Ending Balance \$1,125.08

Outstanding Balances Owed

CLASSIC CHECKING 3150179716

Previous Balance

1,523.21

Deposits/Credits 3,000.00 Charges/Debits 1,765.79 Checks Processed 1,632.34 Ending Balance 1,125.08

2 DEPOSITS/CREDITS

Date 11/04 11/25



Description

DEPOSIT 5353166766 DEPOSIT 5353140018

9 CHARGES/DEBITS

Date	Amount	Description
10/29	692.00	Allstate Ins Co CHECKPA 5116 REF # 013302009853269 1103726311
11/01	159.95	AUTO PMT CREDIT LINE 3210013006
11/01	208.06	AUTO PMT CREDIT LINE 3210012896
11/04	40.73	AUTO PMT CREDIT LINE 3210013006
11/07	313.84	COX ENTERPRISES BROADBA 2152812 REF # 013311005160809 1104630384
11/08	56.80	RITE AID 05750 PURCHASE 5124 SANJCAREF # 013312005721474 1105435074
11/08	209.95	Credit One Bank Payment 0000062863595 REF # 013311005517752 1105423392
11/18	67.00	RITE AID 05750 PURCHASE 5130 SANJCAREF # 013322009110025 1105523016
11/25	17.46	RITE AID 05750 PURCHASE 5133 SANJCAREF # 013329002222661 1107141144

An Easy Approach To Balancing Your Account

Page 2 of 4

To reconcile your checkbook balance to your statement balance: Mark off each entry in your check register that has been charged to your account during the statement period. List the checks you have written, but are not yet charged to your account in the "Checks Outstanding" column below. Then, follow the instructions in lines 1 through 10.

CHECKS	OUTSTANDING	CHECKBOOK BALANCE	
Check Number	Check Amount	LIST your checkbook balance.	
		 ADD any deposits or other credits listed on the front of this statement which you have not recorded in your checkbook (such as payroll credits or other direct electronic deposits). 	
		3. SUBTOTAL:	
		SUBTRACT any charges listed on the front of this statement which you have not recorded (such as service charges, automatic transfers, electronic transactions, etc).	
		5. ADJUSTED CHECKBOOK BALANCE:	
		This balance should agree with	ine 10, belov
		STATEMENT BALANCE	
		LIST your current statement balance as shown on the front of this statement.	
		7. ADD deposits made, but not shown on this statement.	
		8. SUBTOTAL:	
		9. SUBTRACT total from "Checks Outstanding."	
TOTAL:		10. ADJUSTED STATEMENT BALANCE:	

PROMPTLY EXAMINE YOUR STATEMENT AND REPORT ANY PROBLEM

Transfer to Line 9.

You must promptly examine your account statements and report any discoverable errors, unauthorized signatures, alterations, missing endorsements, or unauthorized framsfers. Failure to do so may result in your loss of certain rights or remedies. For example, you must identify the discoverable alteration or forgery of a check within 30 days of us sending you, or making available to you, the statement reflecting that check, and you must also immediately report to us what you find. Businesses should check their account transactions delily, for which various online services are available. For additional information, please see your deposit account agreement and application service agreement(s) for details. See also the consumer disclosures below.

CONSUMER ACCOUNTS: IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS OR MONEY RESERVE TRANSACTIONS

If you think your statement is wrong, or if you need more information about a transfer on this statement or on a receipt, please telephone or write us. Please use the telephone number or address listed on the front of this statement to contact us as you can. We must hear from you no later than 50 days after we sent or made available the FIRST statement on which the problem or error appeared. The provisions in this paragraph do not apply to business or other non-personal accounts. The owners of those accounts must settle all unauthorized transactions or errors within 24 hours of receipt of the Item posting in order to be returned.

- 1. Tell us your name and account number.
- Describe the error or transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.
- 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and correct any error promptly. If we take more than 10 business days to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

FOR MONEY RESERVE ACCOUNTS:

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR PERSONAL CREDIT LINE (This is a Summary of Your Billing Rights).

If you think your statement is wrong, or you need more information about a transaction on your statement, write us at the address on the front of this statement as soon as possible. We must hear from you no later than 50 days after we sent you the first statement on which the error or problem appeared.

You can telephone us but doing so will not preserve your rights. In your letter, give us the following information.

- 1. Your name and account number
- 2. The dollar amount of the suspected error.
- Describe the error and explain, if you can, why you believe there is an error. If you need more information, describe the item you are unsure about.

This balance should agree with line 5, above.

You do not have to pay any amount in question while we are investigating, but you are still obligated to pay the parts of your bill that are not in question. The charge in question may remain on your statement, and we may continue to charge you interest on that amount. But, if we determine that we made a mistake, you will not have to pay the amount in question or any interest or other fees related to that amount. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount you question. You must notify us in writing. You can telephone us, but doing so will not preserve your rights. Contact us at California Bank & Trust, PO Box 25787, Salt Lake City, UT 84125-0787.

Balance Subject to Interest Rate: We use the method called "average daily balance", (including current transactions) to calculate the daily balance. If you have any further questions about the method and how resulting interest charges are determined, please feel free to contact us at 1-800-400-6080.

We may report information about your Money Reserve account to credit bureaus. Late payments, missed payments, or other defaults on your account may be reflected in your credit report.

Please notify us if we report any inaccurate information about your account(s) to a credit bureau. Your written notice describing the specific inaccuracy should be sent to us at the following address: California Bank & Trust, PO Box 25787, Sait Lake City, UT 84125-0787.

Thank you for banking with California Bank & Trust.

Become an Online Banking Customer for 24-hour account access.

*Review account balances *Review posted transactions * Pay bills * Transfer funds
Sign up today at www.calbanktrust.com or call 888-217-1255.

EXHIBIT "B"

000191



Page 3 of 4 November 26, 2013 CANDACE C SPIZZIRRI 3150179716

21 CHECKS PROCESSED Number......Date.......Amount Number..... ..Date..... Number 5079 11/05 16.00 5119 10/31 180.00 5127 11/12 83.25 5112* 11/06 11/06 5128 156.26 5120 100.00 11/18 31.91 5113 10/25 107.97 5121 11/12 247.00 5129 11/15 106.85 10/28 15.54 11/08 98.28 5131* 5114 5122 11/25 32.78 10/25 81.71 5123 11/07 5134* 11/26 5115 23.47 27.74 5125* 11/13 68.00 5135 5117* 10/28 34.78 11/26 19.95 10/29 43.20 5126 11/12 105.00 5137* 11/26 52.65 5118 * Not in check sequence

AGGREGATE OVERDRAFT AND RETURNED ITEM FEES

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

To learn more about our other products and services that may lower the cost of managing account overdrafts or to discuss removing overdraft coverage from your account, please contact Customer Service or visit your local branch.

DAILY BAL			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
Date	Balance	Date	Balance	Date	Balance
10/25	1,333.53	11/05	1,943.27	11/13	481.42
10/28	1,283.21	11/06	1,687.01	11/15	374.57
10/29	548.01	11/07	1,349.70	11/18	275.66
10/31	368.01	11/08	984.67	11/25	1,225.42
11/01	0,00	11/12	549.42	11/26	1,125.08
11/04	1.959.27				

Case 8:13-bk-14702-MW Box 298 Eiled 03/93/14 Entered 03/93/14 11:30:19 Desc Main Document Page 19 01/26/14 21:30:19 Desc

California Bank & Trust

Page 4 of 4

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In re:	Marc Joseph Spizzirri	Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: (AMENDED) OPERATING REPORT NO. 6 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

I declare under per 3/26/2014	alty of perjury under the laws of the Ur Nancy Lockwood	Service information continued on attached page nited States of America that the foregoing is true and correct. /s/ Nancy Lockwood
I declare under per	alty of perjury under the laws of the Ur	
		Service information continued on attached page
person or entity ser entities by personal transmission and/o	ved): Pursuant to F.R.Civ.P. 5 and/or or delivery, overnight mail service, or (fo	controlling LBR, onl served the following persons and/or or those who consented in writing to such service method), by facsimile are constitutes a declaration that personal delivery on, or overnight mail to,
3 SERVED BY PE	RSONAL DELIVERY OVERNIGHT N	Service information continued on attached page MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each
this bankruptcy cas mail, first class, pos	e or adversary proceeding by placing a	I served the following persons and/or entities at the last known addresses in a true and correct copy thereof in a sealed envelope in the United States vs. Listing the judge here constitutes a declaration that mailing to the judge int is filed.
		Service information continued on attached page

in re:

Marc Joseph Spizzirri

CHAPTER 11

Debtor(s).

CASE NUMBER 8:13-bk-14702 MW

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- · Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS_filing@buchalter.com;rreeder@buchalter.com
- James Andrew Hinds jhinds@jhindslaw.com, zbilowit@jhindslaw.com
- Stephen E Hyam shyam@clarktrev.com
- John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@Intlaw.com, jokeefe@Intlaw.com;nlockwood@Intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com,
 - pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Paul R Shankman pshankman@jhindslaw.com
- Leonard M Shulman Ishulman@shbllp.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com
- Barouir B Yeretzian byeretzian@jhindslaw.com, yeretzian@gmail.com

Case 8:13-bk-14702-MWTE Doc 298 S Filed 04/03/14 Entered 04/03/14 21:30:36 Desc

FFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In 2	Re:	CHAPTER 11 (NON-BUS	INESS)
	MARC JOSEPH SPIZZIRRI		
		Case Number:	8:13-bk-14702 MW
		Operating Report Number:	
L	Debtor(s).	For the Month Ending:	31-Dec-13
	I. CASH RECEIPTS AND I A. (GENERAL ACCOUNT* AN		
1.	TOTAL RECEIPTS PER ALL PRIOR GENERAL ACCOUNT	ŕ	\$ 125,037.24
	LESS: TOTAL DISBURSEMENTS PER ALL PRIOR GE CCOUNT REPORTS	ENERAL	\$ 123,575.29 \$ -
3.	BEGINNING BALANCE:		\$ 1,471.95
4.	RECEIPTS DURING CURRENT PERIOD:		\$ 23,000.00
5.	BALANCE:		\$ 24,471.95
6.	LESS: TOTAL DISBURSEMENTS DURING CURRENT	PERIOD	\$ 20,627.77
7.	ENDING BALANCE:		\$ 3,844.18
8.	General Account Number(s):	55-00001247	
	Spouse Account Number:	3150179716	
	Depository Name & Location:	EastWest Bank	California Bank & Trust
		9300 Flair Drive, Suite 106	PO Box 439

El Monte, CA 91731

Lawndale, CA 90260

^{*} All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 1:13-14:14:703-MWN Dec 200 GEILER 04/20/14 JEntered 04/20/14 1:20:24 Desc

			T	
Date	Check		_	
mm/dd/yyyy	Number	Payee	Purpose	Amount
12.17/2013		SDG&E	Utilities	1,769.69
12/20/2013		The Gas Company	Utilities	88.41
12/23/2013		Void	Void	0.00
12/23/2013		Allstate	Insurance	1,384.00
12/18/2013		Culligan	Water	112.70
12/23/2013		Sparkletts	Water	177.83
12/23/2013		City of San Juan Capistranc	·	360.37
12/23/2013	5053	<u> </u>	Cable	319.76
12/23/2013		Void	Void	0.00
12/23/2013		California Bank & Trust	Mortgage	3,506.84
12/23/2013		First Republic Bank	Mortgage	3,681.26
12/24/2013		U.S. Trustee	Quarterly Fees	325.00
12/31/2013	Auto	EastWest Bank	Maintenance Fee	12.00
-				
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		-		
		<u> </u>		
	<u> </u>	TO	TPAGE ISBURSEMENTS THIS PERIOD:	11,737.86
			YHİRIT "R"	000197

EXHIBIT "B"

000197

Bank statement Date:	12/31/2013	Balance on Statement:	\$3,589.01
Plus deposits in transit (a):	<u>Deposit Date</u> 1/8/2014	<u>Deposit Amount</u> \$ 5,000.00	
TOTAL DEPOSITS IN TRANSIT			5,000.00
Less Outstanding Checks (a): Check Number 5058	Check Date 1/8/2014	<u>Check Amount</u> \$ 3,638.29	
TOTAL OUTSTANDING CHECKS:			3,638.29
Bank statement Adjustments: Explanation of Adjustments-			

Doc 298 AL Filed 04/06/14 Entered 04/06/14 21:00:36 Desc Maria Process Page 204 of 241 BANK RECONCILIATION

ADJUSTED BANK BALANCE:

Case 8:13-bk-14702-MW

\$4,950.72

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Check No.	Date	Am	nount	Payee	Purpose
Auto (5141)	11/27/2013			Steve Madden	Goods
Auto	12/5/2013			Credit Line	Goods
Auto	12/5/2013			Credit Line	Goods
Auto (5155)	12/13/2013		38.92	Rite Aid	Goods
Auto (5160)	12/16/2013		19.74	Target	Goods
Auto (5168)	12/18/2013		11.59	Ross Stores	Goods
Auto (5167)	12/18/2013			Rite Aid	Goods
Auto (5177)	12/20/2013		33.03	CVS	Goods
Auto	12/24/2013		110.00	Credit On Bank	Goods
5132			22.00	Raffna	Cleaners
5136			100.00	Griffin Optometry	Medical
5138			120.00	Kate Jackson	Hair services
5139			316.84	Ralphs	Food and goods
5140	11/29/2013		21,19	Vons	Food and goods
5142	11/29/2013		349.49		Food and goods
5143	12/2/2013		134.95		Food and goods
5144				First Republic Bank	Mortgage
5145	12/9/2013		118.10		Food and goods
5146				Trader Joes	Food and goods
5147	12/10/2013		32.39	Home Goods	Goods
5148			62.56	Marshalls	Goods
5159				Marshalls	Goods
5150	12/10/2013			Marshalls	Goods
5151	12/10/2013		252.96	Nordstrom Rack	Goods
5152	12/10/2013		81.22	Nordstrom	Goods
5153			92.90	Ralphs	Food and goods
5154		_		Postmaster	Postage
5156	12/17/2013	\$	147.96	Chicos	Goods
5157	12/19/2013	\$	272.25	Pix Nn Dubs	Services
5158	12/16/2013	\$	59.23	Postmaster	Postage
5159			115.73	Vons	Food and goods
5161	12/23/2013	\$	500.00	Camillos Landscape	Services
5162			224.00	Skyline Pest Control	Services
5163	12/23/2013	\$		Ardvark 21, Inc.	Hawaii HOA
5164	12/20/2013	\$	400.00	Hunt Club Community Assoc.	Residence HOA
5165	12/16/2013	\$	105.00	Fred Frankenrath	Hair services
5166	12/18/2013	\$	135.00	Tiffany & Co.	Goods
5169	12/19/2013	\$	9.20	Ralphs	Food and goods
5170	12/24/2013	\$	239.57	Nordstrom Rack	Goods
5171	12/24/2013	\$	26,99	Marshalls	Goods
5172	12/20/2013	\$	89.58	Nordstrom	Goods
5173	12/19/2013	\$	31.62	Marbella Market	Food and goods
5174	12/19/2013	\$	21.60	Marshalls	Goods
5175			329.19	· ···	Food and goods
5178				Shirt Gallery	Goods
5179	12/23/2013	\$		Ralphs	Food and goods
				· · · · · · · · · · · · · · · · · · ·	

Case 8:13-bk-14702-MW Dec 294 Filed 04/26/14 Entered 04/26/14 21:00:36 Desc Mayla Prospersion Bank Trust

5180	12/24/2013	\$	52.00	Ralphs	Food and goods
Total		\$	8,889.91		
Deposits	Date	An	nount		
	12/2/2013	\$	1,000.00		
	12/3/2013	\$	5,000.00		
	12/13/2013	\$	2,000.00		
Total		\$	8,000.00		

Case 0;13;0k;14702;MM Dec 298 Filed 04/06/14 Entered 04/06/14;21:00:36 Desc AND OTHER PARTIES TO EXECUTORY CONTRACTS

	Frequency of			Post-Petition payments not made	
Creditor, Lessor, Etc.	Payments (Mo/Qtr)	Amount	of Payment	(Number)	Total Due
	raymonto (1410/Qu)	Amount	Of a aymone	(IVIIIIOCI)	Total Duc
Bancentre Corp (Hawaii	N d a m 41a l v s	đ	26.500.00	7	# 195 500 00
Property)	Monthly	\$	26,500.00	7	\$ 185,500.00
California Bank & Trust (San	3.6 .41.1	d d	2 227 00		di di
Juan Property)	Monthly	\$	3,287.00	0	\$ -
First Republic Bancr (Hawaii	3.5 (1.1	<u>_</u>	10 417 00		# 72.010.00
Property)	Monthly	\$	10,417.00	6	\$ 72,919.00
First Republic Bancr (San Juan		<u>_</u>	1 007 00		ф.
Property)	Monthly	\$	1,087.00	0	\$ -
Mach -1 Autogroup (judgment			,	,	,
lien - under appeal)	n/a		n/a	n/a	n/a
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,					
				TOTAL DUE:	\$ 258,419.00

V. INSURANCE COVERAGE

				Premium Paid
		Amount of	Policy Expiration	Through
Name of Carrier		Coverage	Date	(Date)
Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Liberty Mutual	\$	3,473,400.00	11/18/2013	11/18/2013
r				
	1:			000201
	Allstate Insurance Liberty Mutual	Allstate Insurance \$ Liberty Mutual \$ Page	Name of Carrier Coverage Allstate Insurance \$ 4,031,350.00 Liberty Mutual \$ 3,473,400.00	Name of Carrier Coverage Date Allstate Insurance \$ 4,031,350.00 2/16/2014 Liberty Mutual \$ 3,473,400.00 11/18/2013 Page 4 of 8

Case 8:13-bk-14702-MW S Doc 298 S Eiled 04/20/14 Entered 04/20/14 21:00:36 Dese

ENDING BALANCES FOR THE PERIOD:

(Provide a copy of of montly account statements for each of the below)

	General Account: Payroll Account: Tax Account:	3,589.01	
*Other Accounts:			
*Other Monies:	**Petty Cash (from below):	0.00	
TOTAL CASH AVAILA	ABLE:		3,589.81
Petty Cash Transactions:	Purpose	Amount	
-			
TOTAL PETTY CASH	TRANSACTIONS:		0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14702-MWr. Dec 202 Filed 04/20/14 p. Entered 04/20/14 21:00:36 Desc

Quarterly Period	Total				Quarterly Fees
Ending (Date)	Disbursements	Quarterly Fees	Date Paid	Amount Paid	Still Owing
30-Jun-2013	68,811.17	650.00	19-Jul-2013	\$ 325.00	
30-Sep-2013	43,749.85	650.00	13-Dec-2013	\$ 325.00	
			22-Jan-2014	\$ 325.00	
31-Dec-2013	31,642.04	650.00	19-Feb-2014	\$ 650,00	325.00
					0.00
					0.00
					0.00
					0.00
					0.00
		**			0.00
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					0.00
					0.00
					0.00
					0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Case 8:13-bk:14702-MW Doc 294 Filed 04/06/14 Entered 04/06/14 21:00:36 Dese

	Date of Order		Gross
	Authorizing		Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	During the Month
n/a			
		, , , , , , , , , , , , , , , , , , ,	
			_
			- " "
			•
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			•
		·	

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

Name of Insider	Date of Order Authorizing Compensation	Description	Amount Paid During the Month
n/a			
,			

^{*} Please indicate how compensation was identified in the order (e.g. \$1,000/week, \$2,500/inonth)
Page 7 of 8

EXHIBIT

Case 8:13-bk-14702-MW Dec 294 Filed 04/26/14 Entered 04/26/14 21:09:36 Desc Main Document Page 210 of 241

_		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	<u>X</u>	
2.	Has the debtor-in-possession during this reporting period provided compensation or remuneration to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below:	No X	Yes
3.	State what progress was made during the reporting period toward filing a plan of reorganization Disclosure Statement and Plan of Reorganization are being formulated and anticipated to be filed on or before January 10, 2014.	_	
4,	Describe potential future developments which may have a significant impact on the case:		
5.	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If	No	Yes
Vi	"Yes", please set forth the amounts and sources of the income below.	<u>X</u>	
I,	Marc J. Spizzirri		

declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the

3/28/244

best of my knowledge.

Page 8 of 8

Principal for debtor-in-possession

Direct inquiries to: 888 895-5650

El Monte CA 91731

Page 1 of 3 STARTING DATE: December 01, 2013 ENDING DATE: December 31, 2013 Total days in statement period: 31 55-00001247

(10)

OZ 01 MARC JÖSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675

<u>Եվիլինվութիլունիակին հերականին ինկանիրներութ</u>

Give the perfect gift in the upcoming holiday season. The East West Bank Gift Card can be used at millions of locations where Visa® cards are accepted. Purchase your Card at your nearest East West Bank branch.

Standard Business Checking

Account number Enclosures Low balance Average balance		55-00001247 10 \$326.87 \$4,316.07	Beginning balance Total additions Total subtractions Ending balance	(1)	\$326.87 15,000.00 11,737.86 \$3,589.01
CREDITS Number	Date 12-16	Transaction Description Deposit			Additions 15,000.00
CHECKS					
Number	Date	Amount	Number	Date	Amount
5046	12-17	1,769.69	5053	12-24	319.76
5047	12-20	88.41	5055 *	12-23	3,506.84
5049 *	12-23	1,384.00	5056	12-23	3,681.26
5050	12-18	112.70	5057	12-24	325.00
5051	12-23	177.83	* Skip in check sequence		
5052	12-23	360,37			
DEBITS					
Date Trai	saction Desc	•			Subtractions
12-31 Main	tenance Fe	3			12.00

Amount

13,444.48

13,356.07

4,245.77

Date

12-18

12-20

12-23

Amount

3,601.01

3,589.01

Date

12-24

12-31

DAILY BALANCES

Amount

15,326.87

13,557.18

326.87

Date

11-30

12-16

12-17

Case 8:13-bk-14702-MW Dec 294 Filed 04/26/14 Entered 04/26/14 21:00:36 Desc Main Podemant Page 212 of 241

EAST-VVEST DAINK

9300 Flair Drive Suite 106 El Monte CA 91731

MARC JOSEPH SPIZZIRRI

Page 2 of 3 STARTING DATE: December 01, 2013 ENDING DATE: December 31, 2013

55-00001247

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

5052

Case 8:13-bk-14702-MW Dec 294 Filed 04/26/14 Entered 04/26/14 21:00:26 Desc Maia Podemant Page 215 of 241

P.O. Box 489, Lawndale, CA 90260-0489

Statement of Accounts

Page 1 of 4

This Statement: December 24, 2013 Last Statement: November 26, 2013

Account 3150179716

DIRECT INQUIRIES TO:

Customer Service 1 (800) 400-6080

0003112

4359-06-1000-CBT-PG0021-00000

CANDACE C SPIZZIRRI POD MARC SPIZZIRRI 30721 HUNT CLUB DR SAN JUAN CAPISTRANO CA 92675-1915

> San Juan Capistrano 32221 Camino Capistrano San Juan Capistrano, CA 92675-3721 (949) 248-0100

Coversoll Country Created Coversoll Country of the
SUMMARY OF ACCOUNT BALANCE

Account Type Classic Checking Account Number 3150179716 Checking/Savings Ending Balance \$235.17

Outstanding Balances Owed

CLEASSIC CHECKING 10150179746

Previous BalanceDeposits/CreditsCharges/DebitsChecks ProcessedEnding Balance1,125.088,000.00766.138,123.78235.17

3 DEPOSITS/CREDITS

 Date
 Amount
 Description

 12/02
 1,000.00
 DEPOSIT 5370096670

 12/03
 5,000.00
 DEPOSIT 5353097113

 12/13
 2,000.00
 DEPOSIT 5353129165

9 CHARGES/DEBITS

Date	Amount	Description
11/27	116.64	STEVE MADDEN #10 PURCHA 5141 MISSCAREF # 013331003689788 1103839455
12/05	193.80	AUTO PMT CREDIT LINE 3210013006
12/05	199.70	AUTO PMT CREDIT LINE 3210012896
12/13	38.92	RITE AID 05750 PURCHASE 5155 SANJCAREF # 013347001674491 1104837976
12/16	19.74	TARGET T0259 PURCHASE 5160 REF # 013350002125030 1104525466
12/18	11.59	ROSS STORES 8007677457 5168 REF # 013351003325294 1105021822
12/18	42.71	RITE AID 05750 PURCHASE 5167 SANJCAREF # 013352003491189 1105032538
12/20	33.03	CVS CAREMARK 8007467287 5177 REF # 013354004887812 1106534453
12/24	110.00	Credit One Bank Payment 0000065608506 REF # 013357005855655 1104124353

An Easy Approach To Balancing Your Account

Page 2 of 4

To reconcile your checkbook balance to your statement balance: Mark off each entry in your check register that has been charged to your account during the statement period. List the checks you have written, but are not yet charged to your account in the "Checks Outstanding" column below. Then, follow the instructions in lines 1 through 10.

LIST your checkbook balance. ADD any deposits or other credits listed on the front of this statement which you have not recorded in your checkbook (such as payroll credits or other direct electronic deposits). SUBTOTAL:			
which you have not recorded in your checkbook (such as payroll credits or other direct electronic deposits).			
3. SUBTOTAL:			
SUBTRACT any charges listed on the front of this statement which you have not recorded (such as service charges, automatic transfers, electronic transactions, etc).			
5. ADJUSTED CHECKBOOK BALANCE:			
This balance should agree with line 10, below			
STATEMENT BALANCE			
LIST your current statement balance as shown on the front of this statement.			
ADD deposits made, but not shown on this statement.			
8. SUBTOTAL:			
9. SUBTRACT total from "Checks Outstanding."			
10. ADJUSTED STATEMENT BALANCE:			
	you have not recorded (such as service charges, automatic transfers, electronic transactions, etc). 5. ADJUSTED CHECKBOOK BALANCE: This balance should agree of STATEMENT BALANCE 6. LIST your current statement balance as shown on the front of this statement. 7. ADD deposits made, but not shown on this statement. 8. SUBTOTAL: 9. SUBTRACT total from "Checks Outstanding."		

This balance should agree with line 5, above.

PROMPTLY EXAMINE YOUR STATEMENT AND REPORT ANY PROBLEM

You must promptly examine your account statements and report any discoverable errors, unauthorized signatures, alterations, missing endorsements, or unauthorized transfers. Failure to do so may result in your loss of certain rights or remedies. For example, you must identify the discoverable afteration or forgery of a check within 30 days of us sending you, or making available to you, the statement reflecting that check, and you must also immediately report to us what you find. Businesses should check their account transactions daily, for which various online services are available. For additional information, please see your deposit account agreement and application service agreement(s) for details. See also the consumer disclosures below

CONSUMER ACCOUNTS: IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS OR MONEY RESERVE TRANSACTIONS

if you think your statement is wrong, or if you need more information about a transfer on this statement or on a receipt, please telephone or write us. Please use the telephone number or address listed on the front of this statement to contact us as you can. We must hear from you no later than 60 days after we sent or made available the FIRST statement on which the problem or error appeared. The provisions in this paragraph do not apply to business or ther non-personal accounts. The owners of those accounts must settle all unauthorized transactions or errors within 24 hours of receipt of the item posting in order to be returned.

- 1. Tell us your name and account number.
- 2. Describe the error or transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information.
- 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and correct any error promotly. If we take more than 10 business days to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

FOR MONEY RESERVE ACCOUNTS:

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR PERSONAL CREDIT LINE (This is a Summary of Your Billing Rights).

If you think your statement is wrong, or you need more information about a transaction on your statement, write us at the address on the front of this statement as soon as possible. We must hear from you no later than 60 days after we sent you the first statement on which the error or problem appeared.

You can telephone us but doing so will not preserve your rights. In your letter, give us the following information.

- 1. Your name and account number
- 2. The dollar amount of the suspected error.
- 3. Describe the error and explain, if you can, why you believe there is an error. If you need more information, describe the item you are unsure about.

You do not have to pay any amount in question while we are investigating, but you are still obligated to pay the parts of your bill that are not in question. The charge in question may remain on your statement, and we may continue to charge you interest on that amount. But, if we determine that we made a mistake, you will not have to pay the amount in question or any interest or other fees related to that amount. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount you question. You must notify us in writing. You can telephone us, but doing so will not preserve your rights. Contact us at California Bank & Trust, PO Box 25787, Satt Lake City, UT 84125-0787.

Balance Subject to Interest Rate: We use the method called "average daily balance", (including current transactions) to calculate the daily balance. If you have any further questions about the method and how resulting interest charges are determined, please feel free to contact us at 1-800-400-6080.

We may report information about your Money Reserve account to credit bureaus. Late payments, missed payments, or other defaults on your account may be reflected in your credit renorf

Please notify us if we report any inaccurate information about your account(s) to a credit bureau. Your written notice describing the specific inaccuracy should be sent to us at the following address: California Bank & Trust, PO Box 25787, Sait Lake City, UT 84125-0787.

Thank you for banking with California Bank & Trust.

Become an Online Banking Customer for 24-hour account access.

Review account balances Review posted transactions Pay bills Transfer funds Sign up today at www.calbanktrust.com or call 888-217-1265.

EXHIBIT "B"

000210

Page 3 of 4 December 24, 2013 CANDACE C SPIZZIRRI 3150179716

P.O. Box 489, Lawndale, CA 90260-0489

38 CHECK	S PROCESSED	***************************************				,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	***************************************	
Number	Date	Amount	Number	Date	Amount	Number	Date	Amount
5132	12/02	22.00	5150	12/10	144.68	5165	12/16	105.00
5136*	11/27	100.00	5151	12/10	252,96	5166	12/18	135.00
5138*	11/27	120.00	5152	12/10	81.22	5169*	12/19	9.20
5139	11/27	316.84	5153	12/11	92.90	5170	12/24	239.57
5140	11/29	21.19	5154	12/16	83.58	5171	12/24	26.99
5142*	11/29	349.49	5156*	12/17	147.96	5172	12/20	89.58
5143	12/02	134.95	5157	12/19	272,25	5173	12/19	31.62
5144	12/05	2,594.80	5158	12/16	59.23	5174	12/19	21.60
5145	12/09	118.10	5159	12/17	115.73	5175	12/23	329.19
5146	12/09	160.61	5161*	12/23	500.00	5178*	12/23	11.28
5147	12/10	32,39	5162	12/17	224.00	5179	12/23	65.20
5148	12/10	6 2.56	5163	12/23	300.00	5180	12/24	52.00
5149	12/11	300,11	5164	12/20	400.00			
* Not in ched	ck sequence							

AGGREGATE OVERDRAFT AND RETURNED ITEM FEES

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

To learn more about our other products and services that may lower the cost of managing account overdrafts or to discuss removing overdraft coverage from your account, please contact Customer Service or visit your local branch.

DAILY BAL	INCES		***************************************		
Date	Balance	Date	Balance	Date	Balance
11/27	471.60	12/10	2,103.15	12/18	2,726.68
11/29	100.92	12/11	1,710.14	12/19	2,392.01
12/02	943.97	12/13	3,671.22	12/20	1,869.40
12/03	5,943.97	12/16	3,403.67	12/23	663.73
12/05	2,955.67	12/17	2,915.98	12/24	235.17
12/09	2 676 96				

California Bank & Trust

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EXHIBIT "B"

Case 8:13-bk-14702-MW Dec 294 Filed 04/26/14 Entered 04/26/14 21:60:36 Desc Moriain Podemore Procedure 491

In re:	Marc Joseph Spìzzirri	Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW
		· · · · · · · · · · · · · · · · · · ·	

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: (AMENDED) OPERATING REPORT NO. 7 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On <u>March 26, 2014</u>, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

		Service information continued on attached page
this bankruptcy case mail, first class, pos	e or adversary proceeding by placir	I served the following persons and/or entities at the last known addresses ing a true and correct copy thereof in a sealed envelope in the United States flows. Listing the judge here constitutes a declaration that mailing to the judge ment is filed.
		Service information continued on attached page
person or entity ser entities by personal transmission and/or	ved): Pursuant to F.R.Civ.P. 5 and/ delivery, overnight mail service, or	T MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each or controlling LBR, onl served the following persons and/or (for those who consented in writing to such service method), by facsimile here constitutes a declaration that personal delivery on, or overnight mail to, r the document is filed.
		Service information continued on attached page
Later town and a decree	alternative and added to the affilia	
i deciare under pen	alty of perjury under the laws of the	e United States of America that the foregoing is true and correct.
3/26/2014	Nancy Lockwood	/s/ Nancy Lockwood
Date	Printed Name	Signature
·		

Case 8:13-bk-14702-MW Dec 294 Filed 04/26/14 Entered 04/26/14 21:00:36 Desc Main Podemont Page 240 of 241

In re:

Marc Joseph Spizzirri

Debtor(s).

CHAPTER 11

CASE NUMBER 8:13-bk-14702 MW

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS_filing@buchalter.com;rreeder@buchalter.com
- James Andrew Hinds jhinds@jhindslaw.com, zbilowit@jhindslaw.com
- Stephen E Hyam shyam@clarktrev.com
- John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@intlaw.com, jokeefe@intlaw.com;nlockwood@intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com, pj@winthropcouchot.com;ycorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Paul R Shankman pshankman@jhindslaw.com
- Leonard M Shulman Ishulman@shbllp.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com
- Barouir B Yeretzian byeretzian@jhindslaw.com, yeretzian@gmail.com

Case 8:13-bk-14702-MW Doc 298 Filed 04/03/14 Entered 04/03/14 11:30:21 Desc Main Document Page 221 of 241

Exhibit "C"

Case 8:13-bk-14702-MW Dec 298 Filed 04/28/14 Entered 04/28/14 21:84:20 Desc Mayra in 1990 December 1 Page 222 of 241

UNITED STATES DEPARTMENT OF JUSTICE OFFICE OF THE UNITED STATES TRUSTEE CENTRAL DISTRICT OF CALIFORNIA

In Re:	CHAPTER 11 (NO	N-BUSINESS)
MARC JOSEPH SPIZZIRRI		
	Case Number:	8:13-bk-14702 MW
	Operating Report N	
Debto	or(s). For the Month Endi	ng: 28-Feb-14
	ND DISBURSEMENTS DUNT* AND SPOUSE)	
1. TOTAL RECEIPTS PER ALL PRIOR GENERAL AC	COUNT REPORTS	\$ 157,825.27
2. LESS: TOTAL DISBURSEMENTS PER ALL PRIOR ACCOUNT REPORTS	R GENERAL	\$ 156,681.62 \$ -
3. BEGINNING BALANCE:		\$ 1,153.65
4. RECEIPTS DURING CURRENT PERIOD:		\$ 3,650.00
5. BALANCE:		\$ 4,803.65
6. LESS: TOTAL DISBURSEMENTS DURING CURRI	ENT PERIOD	\$ 5,523.11
7. ENDING BALANCE:		<\$719.46>
8. General Account No.:	55-00001247	
Spouse Account No:	3150179716	
Family Equities Account No. (Personal Disb. Only)	321007891	
Depository Name & Location: EastWest Bank	California Bank & Ti	rust California Bank & Trust
9300 Flair Drive, Suite		<u>PO Box 489</u>
El Monte, CA 91731	Lawndale, CA 90260	<u>Lawndale, CA 90260</u>

^{*} All receipts must be deposited into the general account.

^{**} Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

^{***}This amount should be the same as the total from page 2.

Case 8:13-bk-14702-MW Dec 298 Filed 04/26/14 Entered 04/26/14 21:34:20 Desc Main in objection to the part of the p

Date	Check			
mm/dd/yyyy		Payee	Purpose	Amount
2/19/2014	5082	U.S. Trustee	Quarterly Fees	650.00
2/28/2014	Auto	East West Bank	Maintenance Fee	12.00
			_	· · · · ·
<u> </u>				
		·		
			- 	

				<u> </u>
	<u> </u>			
]			
	<u> </u>			
	-			
<u> </u>	·	<u> </u>	TOTALJAJSBURSEMENTS THIS PERIOD:	662.00

Case 8:13-bk-14702-MW Dec 298 Filed 04/26/14 Entered 04/26/14 21:04:20 Desc Maina in 1990 December Page 24 of 241

GENERAL ACCOUNT
BANK RECONCILIATION

Bank statement Date:	2/28/2014	Balance on Statement:	\$277.76
Plus deposits in transit (a):	Dan a sit Data	Danasit Assassat	
	Deposit Date	Deposit Amount	
TOTAL DEPOSITS IN TRANSIT			
Less Outstanding Checks (a):	Charle Date	Charle Amazza	
<u>Check Number</u>	Check Date	Check Amount	

TOTAL OUTSTANDING CHECKS:			
Bank statement Adjustments: Explanation of Adjustments-			
ADJUSTED BANK BALANCE:			\$277.76

^{*} It is acceptable to replace this form with a similar form

^{**} Please attach a detailed explanation of any bank statement adjustment

Spouse Bank Account - 9716 California Bank Trust

Check No.	Date	Am	ount	Payee	Purpose
Auto (5207)	1/29/2014	\$	96.37	Paypal	Goods
Auto	2/3/2014	\$	852.62	Progressive Mgmt.	
Auto (5224)	2/12/2014	\$	42.93	Macy's	Goods
Auto (5226)	2/18/2014	\$	25.34	Rite Aid	Goods
5193	2/4/2014	\$	206.00	Aardvark, Inc.	Pool maintenance
5201	1/29/2014	\$	131.73	Community Orthopedic	Medical
5206	2/3/2014	\$	168.29	Heba Fargag, M.D.	Medical
5209	1/29/2014	\$	65.00	Bella Nails	Nail services
5210	1/28/2014	\$	200.00	Quest Diagnostics	Medical
5214	2/5/2014	\$	16.00	Kim Abrams	Services
5215	1/28/2014	\$	57.78	Nordstrom	Goods
5216	2/10/2014	\$	78.40	U.S. Postmaster	Postage
5217	2/10/2014	\$	31.84		
5218	2/6/2014	\$	32.13	Ralphs	Food and goods
5219	2/7/2014	\$	51.25	Ralphs	Food and goods
5220	2/11/2014	\$	64.79	Petco	Pet supplies
5221	2/12/2014	\$	111.53	Healthworks	Medical
5222	2/13/2014	\$	46.88	Vons	Food and goods
5223	2/13/2014	\$	155.31	Ralphs	Food and goods
522S	2/14/2014	\$	210.00	Kat Jackson	Services
5227	2/18/2014	\$	177.24	Costco	Food and goods
5228	2/19/2014	\$	9.71	Vons	Food and goods
5229			21.00	Petco	Pet supplies
5230			64.39	Ralphs	Food and goods
5231	2/21/2014	\$	449.48	City of San Juan Capistrano	Maintence
5232	2/20/2014	\$	112.37	Costco	Food and goods
5233	2/20/2014		18.77	Ralphs	Food and goods
5235	2/26/2014	\$	78.24	Chicos	Goods
Total		\$	3,575.39		
Deposits	Date		ount		
	1/31/2014	1	2,000.00		
	2/18/2014		1,000.00		
Total		\$	3,000.00		

Case 8:13-bk-14702-MW Dec 298 Filed 03/28/14 Entered 03/28/14 21:84:20 Desc Mayra in 1500-1500 Pages 225 of 241

Family Equities - Calif. Bank Trust - Bank Account - 7891

Check No.	Date	Am	ount	Payee	Purpose
4035 8/28/2013 \$ 199.26		San Diego Gas & Electric	Utilities		
4077 11/22/2013		\$	1,086.46	First Republic Bank	Mortgage
				,	
Total		\$	1,285.72		

Case 8:13-04-14703-MW y Dog 296 o Filed 64/20/14 D Entered 94/20/14 21:34:20 Dese AND OTHER PARTIES TO EXECUTORY CONTRACTS

Creditor, Lessor, Etc.	Frequency of Payments (Mo/Qtr)	Amount	of Payment	Post-Petition payments not made (Number)	Total	Due
Bancentre Corp (Hawaii	r dyments (1410/Qu)	Zilloull	or raymont	(114111501)	1000	
Property)	Monthly	\$	26,500.00	8	\$ 212,0	ا مو مود
California Bank & Trust (San	Wildhing	Ψ	20,300.00	<u> </u>	Ψ 212,	300.00
Juan Property)	Monthly	\$	3,287.00	1	\$ 3,2	287.00
First Republic Bancr (Hawaii	iviolitiny	Ψ	3,207.00	<u> </u>	Ψ 5,-	30,100
Property)	Monthly	\$	10,417.00	8	\$ 83,	336.00
First Republic Bancr (San Juan		*			+)-	
Property)	Monthly	\$	3,400.00	1	\$ 3,4	400.00
Mach -1 Autogroup (judgment	•		·			
lien - under appeal)	n/a		n/a	n/a	n/a	ļ
		_				
			·			
						
					-	
				:		
					 	
<u> </u>				-		
	<u> </u>				1	
-						
		 -				
				TOTAL DUE:	\$ 302,	023.00

V. INSURANCE COVERAGE

					Premium Paid
			Amount of	Policy Expiration	Through
	Name of Carrier		Coverage	Date	(Date)
meowners (San Juan Property)	Allstate Insurance	\$	4,031,350.00	2/16/2014	Monthly
Homeowners (Hawaii Property)	Liberty Mutual	\$	3,473,400.00		
Casualty					
Vehicle					
Others:					
		Pa	ge 4 of 8		

EXHIBIT "C"

000220

Case 8:13-bk-14702-MW Dec 296 Filed 04/26/14 Entered 04/26/14 21:04:20 Desc Maina in Objection to Page 228 of 241 I.D SUMMARY SCHEDULE OF CASH

ENDING BALANCES FOR THE PERIOD:

(Provide a copy of of montly account statements for each of the below)

	General Account: Payroll Account:	277.76	
	Tax Account:	<u></u>	
*Other Accounts:			
*Other Monies:			
	**Petty Cash (from below):	0.00	
TOTAL CASH AVAILA	BLE:		277.76
Petty Cash Transactions:			
Date	Purpose	Amount	
<u> </u>	and the second		
			
-			
TOTAL PETTY CASH	ΓRANSACTIONS:		0.00

^{*} Specify the Type of holding (e.g. CD, Savings Account, Investment Security), and the depository name, location & account#

^{**} Attach Exhibit Itemizing all petty cash transactions

Case 8:13-bk-14702-MW Dec 296 Filed 04/26/14 Entered 04/26/14 21:64:20 Desc Mayia in gouldinated the pages of 241 VI. UNITED STATES TRUSTEE QUARTERLY FEES

(TOTAL PAYMENTS)

Quarterly Period	Total				Quarterly Fees
Ending (Date)	Disbursements	Quarterly Fees	Date Paid	Amount Paid	Still Owing
30-Jun-2013	68,811.17	650.00	19-Jul-2013	\$ 325.00	
30-Sep-2013	43,749.85	650.00	13-Dec-2013	\$ 325.00	
30-Sep-2013			22-Jan-2014	\$ 325.00	
31-Dec-2013	31,642.04	650.00	19-Feb-2014	\$ 650.00	
30-Jun-2013			25-Mar-2014	\$ 325.00	0.00
					0.00
					0.00
					0.00
					0.00
					0.00
					0.00
				·	0.00
					0.00
					0.00
					0.00
					0.00
					0.00
	,				0.00
					0.00
					0.00

^{*} Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

Case 8:13-bk-14702-MW Dec 298 Filed 04/28/14 Entered 04/28/14 21:84:20 Desc Maina in Osucument Page 239 of 241 VI SCHEDULE OF COMPENSATION PAID TO INSIDERS

	Date of Order		Gross
	Authorizing		Compensation Paid
Name of Insider	Compensation	*Authorized Gross Compensation	During the Month
n/a			

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

	Date of Order		
	Authorizing		Amount Paid
27 27 11			
Name of Insider	Compensation	Description	During the Month
n/a			
* **			1:

^{*} Please indicate how compensation was identified in the order (e.g. 1,000)/week, 2,500/month) Page 7 of 8

Case 8:13-bk-14702-MW Dec 298 Filed 04/28/14 Entered 04/28/14 21:84:20 Desc Main Podemont Page 230 of 281

1		No	Yes
1.	Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below:	X	
2,	Has the debtor-in-possession during this reporting period provided compensation or remuneration	No	Yes
to any officers, directors, principals, or other insiders without appropriate authorization? explain below:		<u>X</u>	
3.	State what progress was made during the reporting period toward filing a plan of reorganization Hearing on approval of the Debtor's Amended Dislossure Statement is scheduled for June 18, 2014.	_	
4.	Describe potential future developments which may have a significant impact on the case:		
5.	Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period.		
6.	Did you receive any exempt income this month, which is not set forth in the operating report? If	No	Yes
0,	"Yes", please set forth the amounts and sources of the income below.	<u>X</u>	
I,	Marc J. Spizzirri declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.		

3/26/2019

Date

Page 8 of 8

Principal for debtor-in-possession

Direct inquiries to: 888 895-5650

9300 Flair Drive Suite 106 El Monte CA 91731

ACCOUNT STATEMENT

Page 1 of 2 STARTING DATE: February 01, 2014 ENDING DATE: February 28, 2014 Total days in statement period: 28 55-00001247

2764v

OZ 01 MARC JOSEPH SPIZZIRRI CHAPTER 11 DEBTOR IN POSSESSION CASE NO. 13-14702 33033 CAMINO CAPISTRANO SAN JUAN CAPISTRANO CA 92675

<mark>իրդիկիկիիիի</mark>լեգիկիմերըորհրմանինիկիրիանիներինի

Have your paycheck deposited safely and quickly with Direct Deposit. It saves you a trip to the bank and your money will be deposited to you account electronically. Simply provide our routing number 322070381 and your account number to the payroll department of your company.

Standard Business Checking

Beginning balance Total additions Total subtractions Ending balance	(1) (2)	\$289.76 650.00 662.00 \$277.76
	Total additions Total subtractions	Total additions (1) Total subtractions (2)

CREDITS Number	Date 02-19	Transaction Description) 3903 BR 8039		Additions 650.00
CHECKS Number 5062	Date 02-27	Amount 650.00	Number	Date	Amount

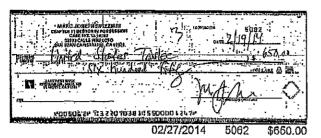
DEBITS Date Transaction Description 02-28 Maintenance Fee	Subtractions 12.00

DAILY BA	LANCES				
Date 01-31 02-19	Amount 289.76 939.76	Date 02-27 02-28	Amount 289.76 277.76	Date	Amount

OVERDRAFT/RETURN ITEM FEES

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$30.00
Total Returned Item Fees	\$0.00	\$0.00





 Checking Account
 5500001247

 Statement Date
 02/28/2014

 Page
 2 of 2

Statement of Accounts

Page 1 of 4

Checks Processed

2,558.13

This Statement: February 26, 2014 Last Statement: January 27, 2014

Account 3150179716

DIRECT INQUIRIES TO: Customer Service 1 (800) 400-6080

0003007

4058-06-0000-CBT-PG0021-00000

CANDACE C SPIZZIARI
POD MARC SPIZZIARI
30721 HUNT CLUB DR
SAN JUAN CAPISTRANO CA 92675-1915

San Juan Capistrano 32221 Camino Capistrano San Juan Capistrano, CA 92675-3721 (949) 248-0100

Ending Balance

268.50

eannnary aoistaechoinnisea			
		Checking/Savings	Outstanding
Account Type	Account Number	Ending Balance	Balances Owed
Classic Checking	3150179716	\$268.50	
GEASSICTCHECKING 215007.5	716		607=-12

Charges/Debits

1,017.26

2	DEP	OSIT	SIC	RFD	FTS.

Previous Balance

843.89

Amount	D
2,000.00	D
**************************************	D
	2,000.00 2,000.00

Description

DEPOSIT 5353129738 DEPOSIT 5353154440

Deposits/Credits

3,000.00

4 CHARGES/DEBITS

Date	Amount	Description
01/29	96.37	PAYPAL/EBAY MC CHECK PY 5207 REF # 014028001428856 1104007995
0.2/03	852.62	Progressive Mgmt 800258 90737221 REF # 014034003755649 1108550568
02/12	42.93	MACYS 0526 ELEC CHECK 5224 MISSCAREF # 014043009054024 1104636395
02/18	25.34	RITE AID 05750 PURCHASE 5226 SANJCAREF # 014049001206784 1104857056

24 CHECKS PROCESSED

Number	Date	Amount	Number	Date	Amount	Number	Date	Amount
51 93	02/04	206.00	5217	02/10	31.84	5227*	02/18	177.24
5201*	01/29	131.73	5218	02/06	32.13	5228	02/19	9.71
5206*	02/03	168.29	5219	02/07	51.25	5229	02/21	21.00
52 09*	01/29	65.00	5220	02/11	64.79	5230	02/18	64.39
5210	01/28	200.00	5221	02/12	111.53	5231	02/21	449.48
5214*	02/05	16.00	5222	02/13	46.88	5232	02/20	112.37
5215	01/28	57.78	5223	02/13	155,31	5233	02/20	18,77
5216	02/10	78.40	5225*	02/14	210.00	5235*	02/26	78.2 4
* Mot in ched	dr consones							

AGGREGATE OVERDRAFT AND RETURNED ITEM FEES

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	.\$0.00	\$0,00

To learn more about our other products and services that may lower the cost of managing account overdrafts or to discuss removing overdraft coverage from your account, please contact Customer Service or visit your local branch.



An Easy Approach To Balancing Your Account

Page 2 of 4

To reconcile your checkbook balance to your statement balance: Mark off each entry in your check register that has been charged to your account during the statement period. List the checks you have written, but are not yet charged to your account in the "Checks Outstanding" column below. Then, follow the instructions in lines 1 through 10.

CHECKS	OUTSTANDING	CHECKBOOK BALANCE	
Check Number Check Amount		LIST your checkbook balance.	
		ADD any deposits or other credits listed on the front of this statement which you have not recorded in your checkbook (such as payroll credits or other direct electronic deposits).	
	· · · · · · · · · · · · · · · · · · ·	3. SUBTOTAL:	
	and the state of t	SUBTRACT any charges listed on the front of this statement which you have not recorded (such as service charges, automatic transfers, electronic transactions, etc).	
	5. ADJUSTED CHECKBOOK BALANCE:	-	
		This balance should agre	a with line 10, below.
		STATEMENT BALANCE	
		LIST your current statement balance as shown on the front of this statement.	
		7. ADD deposits made, but not shown on this statement.	
		8. SUBTOTAL:	
		9. SUBTRACT total from "Checks Outstanding."	
TOTAL:		10. ADJUSTED STATEMENT BALANCE:	•
l.,	Transfer to Line 9	This balance should agr	ee with line 5, ebove.

PROMPTLY EXAMINE YOUR STATEMENT AND REPORT ANY PROBLEM

You must promptly examine your account statements and report any discoverable errors, unauthorized signatures, alterations, missing endorsements, or unauthorized trensfere. Failure to do so may result in your loss of certain rights or remedies. For example, you must identify the discoverable afferation or forgery of a check within 30 days of us sending you, or making svallable to you, the statement reflecting that check, and you must also immediately report to us what you find. Businesses should check their account transactions daily, for which various online services are available. For additional information, please see your deposit account agreement and application service agreement(s) for details. See also the consumer disclosures below.

CONSUMER ACCOUNTS: IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR ELECTRONIC TRANSFERS OR MONEY RESERVE TRANSACTIONS

If you think your statement is wrong, or if you need more information about a hansfer on this statement or on a receipt, please telephone or write us. Please use the telephone number or address listed on the front of this statement to contact us as your can. We must hear from you no later than 60 days after we sent or made available the FIRST statement on which the problem or error appeared. The provisions in this paragraph do not apply to business or other non-personal accounts. The owners of those accounts must settle all unauthorized transactions or errors within 24 hours of receipt of the item posting in order to be returned.

- 1. Tell us your name and account number.
- 2. Describe the error or transfer you are unsure about, and explain as clearly as you can why you believe there is an orror or why you need more information.
- 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and correct any acror promptly. If we take more than 10 business days to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation.

FOR MONEY RESERVE ACCOUNTS:

IN CASE OF ERRORS OR QUESTIONS ABOUT YOUR PERSONAL CREDIT LINE (This is a Summary of Your Elling Rights).

If you think your statement is wrong, or you need more information about a transaction on your statement, write us at the authress on the front of this statement as soon as possible. We must hear from you no later than 60 days after we sent you the first statement on which the error or problem appeared.

You can telephone us but doing so will not preserve your rights, in your fatter, give us the fellowing information.

- 1. Your name and account number.
- 2. The dollar amount of the suspected error.
- Describe the error and explain, if you can, why you believe there is an error. If you need more information, describe the item you are unsure about.

You do not have to pay any amount in question while we are investigating, but you are still obligated to pay the parts of your bill that are not in question. The charge in question may remain on your statement, and we may continue to charge you interest on that amount. But, if we determine that we made a mistake, you will not have to pay the amount in question or any interest or other fees related to that amount. While we investigate your question, we cannot report you as defination. or take any action to collect the amount you question. You must notify us in writing. You can talephone us, but doing so will not preserve your rights. Contact us at California Bank & Trust, PO Box 25787, Salt Lake City, UT 84125-0787.

Balance Subject to interest Rate: We use the method called "average daily balance", finduding current transactions) to calculate the daily balance. If you have any further questions about the method and how resulting interest charges are determined, please feel free to confact us

We may report information about your Money Reserve account to credit bureaus. Late payments, missed payments, or other defaults on your account may be reflected in your

Please notify us if we report any insocurate information about your account(s) to a credit bureau. Your written notice describing the specific inaccuracy should be sent to us at the following address: California Bank & Trust, PO Box 25787, Sait Lake City, UT 84125-0787.

Thank you for banking with California Bank & Trust.

Become an Online Banking Customer for 24-hour account access,

• Review account balances • Review posted transactions • Pay bills • Transfer funds Sign up today at www.calbankirust.com or call 888-217-1265.



Page 3 of 4 February 26, 2014 CANDACE C SPIZZIRRI 3150179716

P.O. Box 489, Lawndale, CA 90260-0489

DAILY BALANCES					
Date	Balance	Date	Balance	Date	Balance
01/28	586.11	02/06	1,017.97	02/14	225.04
01/29	293.01	02/07	966.72	02/18	958.07
01/31	2,293.01	02/10	856.48	02/19	948.36
02/03	1,272.10	02/11	79 1, 6 9	02/20	817,22
02/04	1,068.10	02/12	637.23	02/21	346.74
02/05	1,050.10	02/13	435.04	02/26	268,50

EXHIBIT "C"

000229011959

California Bank & Trust

Page 4 of 4

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EXHIBIT "C"

0000236004939

Case 8:13-bk-14702-MW Dec 298 Filed 04/26/14 Entered 04/26/14 21:64:20 Desc Moriain Podemorator Page 236 of 241

In re:	Marc Joseph Spizzirri	Debtor(s).	CHAPTER: 11 CASE NUMBER: 8:13-bk-14702 MW
			·

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

840 Newport Center Drive Suite 750 Newport Beach, CA 92660

A true and correct copy of the foregoing document entitled: OPERATING REPORT NO. 9 will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On March 26, 2014, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

		Service information continued on attached page
this bankruptcy case mail, first class, pos	e or adversary proceeding by placing a	served the following persons and/or entities at the last known addresses in true and correct copy thereof in a sealed envelope in the United States . Listing the judge here constitutes a declaration that mailing to the judge t is filed.
		Service information continued on attached page
person or entity sen entities by personal transmission and/or	ved): Pursuant to F.R.Civ.P. 5 and/or co delivery, overnight mail service, or (for	those who consented in writing to such service method), by facsimile e constitutes a declaration that personal delivery on, or overnight mail to,
		Service information continued on attached page
l declare under pen	alty of perjury under the laws of the Uni	ted States of America that the foregoing is true and correct.
3/26/2014	Nancy Lockwood	/s/ Nancy Lockwood
Date	Printed Name	Signature
1. TO BE SERVE	ED BY THE COURT VIA NOTICE O	F ELECTRONIC FILING (NEF)

Case 8:13-bk-14702-MW Dec 298 Filed 04/26/14 Entered 04/26/14 21:64:20 Desc Mainippowmhet Page 23% of 241

In re:

Marc Joseph Spizzirri

Debtor(s).

CHAPTER 11

CASE NUMBER 8:13-bk-14702 MW

- Dan E Chambers dchambers@clfca.com
- Ronald R Cohn rcohn@horganrosen.com
- Caroline Djang cdjang@rutan.com
- Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
- Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
- Christina Goebelsmann cgoebelsmann@wargofrench.com
- Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- Brian T Harvey bharvey@buchalter.com, IFS_filing@buchalter.com;rreeder@buchalter.com
- James Andrew Hinds jhinds@jhindslaw.com, zbilowit@jhindslaw.com
- Stephen E Hyam shyam@clarktrev.com
- John Mark Jennings jjennings@shbllp.com
- Elizabeth A Lossing elizabeth.lossing@usdoj.gov
- Mike D Neue mneue@Intlaw.com, jokeefe@Intlaw.com;nlockwood@Intlaw.com
- Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
- Robert E Opera ropera@winthropcouchot.com, pj@winthropcouchot.com;ycorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
- Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
- Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
- Todd C. Ringstad becky@ringstadlaw.com
- Paul R Shankman pshankman@jhindslaw.com
- Leonard M Shulman Ishulman@shbllp.com
- Scott O Smith ssmith@buchalter.com
- Derrick Talerico dtalerico@Intlaw.com, nlockwood@Intlaw.com;jokeefe@Intlaw.com
- United States Trustee (SA) ustpregion16.sa.ecf@usdoi.gov
- Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com
- Barouir B Yeretzian byeretzian@jhindslaw.com, yeretzian@gmail.com

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

OFFICE OF THE U.S. TRUSTEE, 411 W. 4th St., #9041, Santa Ana, CA 92701

A true and correct copy of the foregoing document entitled (*specify*): **SUPPLEMENT IN SUPPORT OF U.S. TRUSTEE'S MOTION TO CONVERT CASE TO CHAPTER 7 PURSUANT TO 11 U.S.C. §1112(b); EXHIBITS** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. <u>TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)</u>: Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **April 3**, **2014**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

SEE ATTACHED PAGE

2. <u>SERVED BY UNITED STATES MAIL</u>: On April 3, 2014, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge <u>will be completed</u> no later than 24 hours after the document is filed.

Marc Joseph Spizzirri 30721 Hunt Club Drive San Juan Capistrano, CA 92675

3. <u>SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served)</u>: Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **April 3, 2014**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Honorable Mark S. Wallace--bin on the 6th fl.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

4/3/14	Daniel Sheehan	/s/ Daniel Sheehan
Date	Printed Name	Signature

- 1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On April 3, 2014, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:
 - Dan E Chambers dchambers@clfca.com
 - Ronald R Cohn rcohn@horganrosen.com
 - Caroline Djang cdjang@rutan.com
 - Nichole Glowin nglowin@wrightlegal.net, bkgroup@wrightlegal.net
 - Robert P Goe , rgoe@goeforlaw.com;mforsythe@goeforlaw.com
 - Christina Goebelsmann cgoebelsmann@wargofrench.com
 - Nancy S Goldenberg nancy.goldenberg@usdoj.gov
 - Brian T Harvey bharvey@buchalter.com, IFS_filing@buchalter.com;rreeder@buchalter.com
 - James Andrew Hinds jhinds@jhindslaw.com, zbilowit@jhindslaw.com
 - Stephen E Hyam shyam@clarktrev.com
 - John Mark Jennings jjennings@shbllp.com
 - Elizabeth A Lossing elizabeth.lossing@usdoj.gov
 - Mike D Neue mneue@lntlaw.com, jokeefe@lntlaw.com;nlockwood@lntlaw.com
 - Tom Roddy Normandin tnormandin@pnbd.com, nwong@pnbd.com
 - Robert E Opera ropera@winthropcouchot.com, pj@winthropcouchot.com;vcorbin@winthropcouchot.com;jstuhlmiller@winthropcouchot.com
 - Eric S Pezold epezold@swlaw.com, dwlewis@swlaw.com
 - Brett Ramsaur bramsaur@swlaw.com, kcollins@swlaw.com
 - Todd C. Ringstad becky@ringstadlaw.com
 - Paul R Shankman pshankman@jhindslaw.com
 - Leonard M Shulman lshulman@shbllp.com
 - Scott O Smith ssmith@buchalter.com
 - Derrick Talerico dtalerico@lntlaw.com, nlockwood@lntlaw.com;jokeefe@lntlaw.com
 - United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
 - Michael J. Weiland mweiland@wgllp.com, lfisk@wgllp.com
 - Barouir B Yeretzian byeretzian@jhindslaw.com, yeretzian@gmail.com